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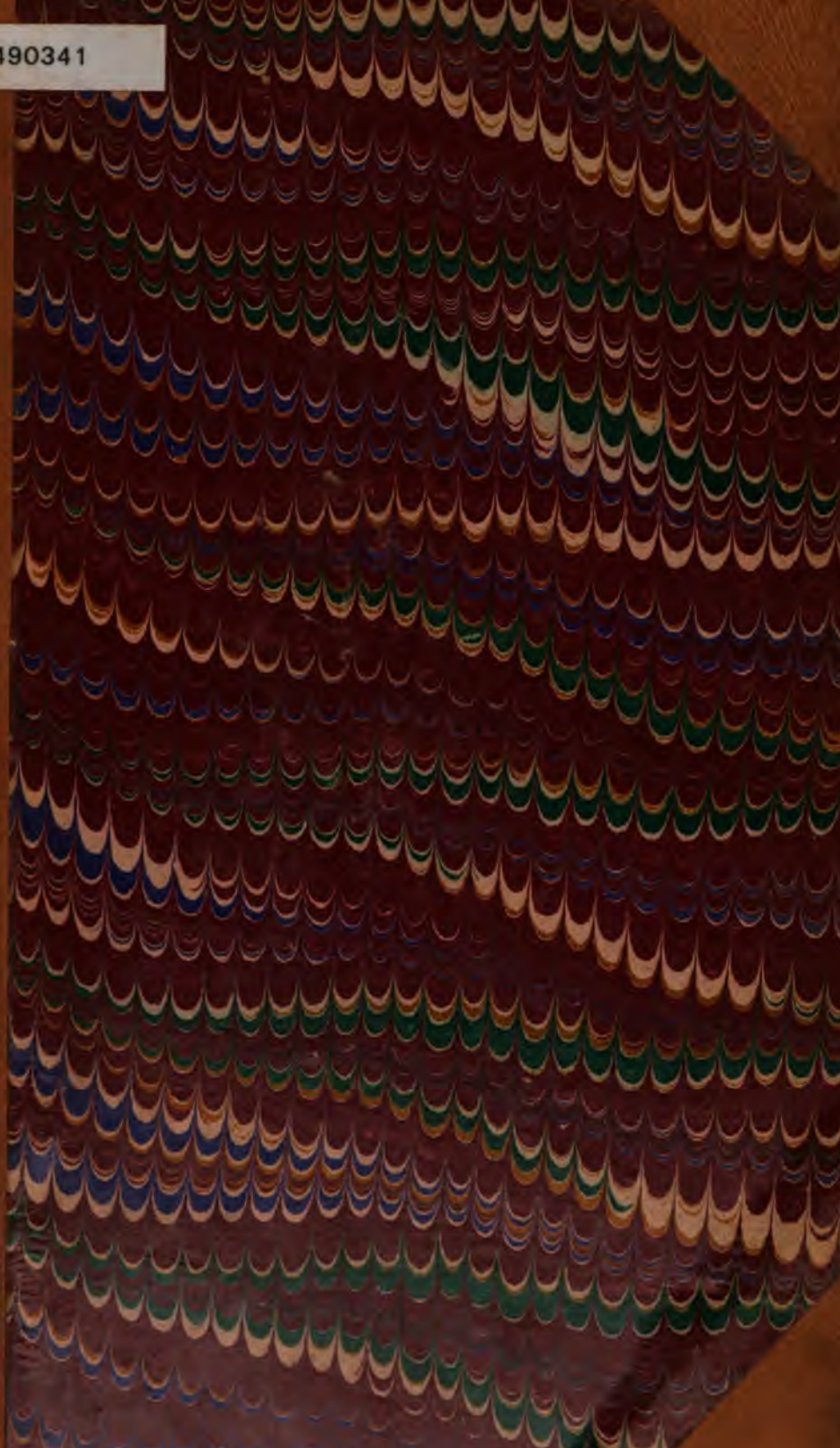
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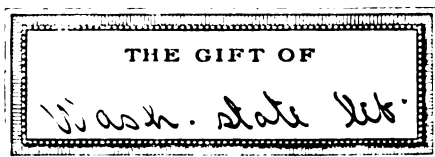
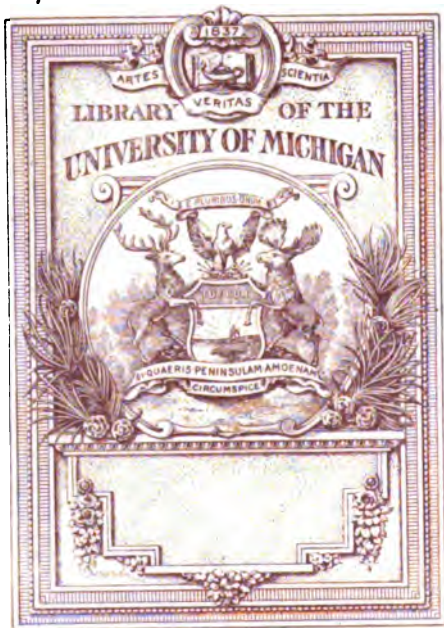
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HOUSE JOURNAL  
OF THE  
NINTH LEGISLATURE  
OF THE  
State of Washington

BEGUN AND HELD AT  
OLYMPIA, THE STATE CAPITAL

January 9, 1905

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*Adjourned Sine Die, March 9, 1905*

---

JOSEPH G. MEGLER, Speaker  
STOREY BUCK, Chief Clerk

---

C. W. GORHAM, PUBLIC PRINTER  
OLYMPIA  
1905

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COMPILED, ARRANGED AND INDEXED BY  
STOREY BUCK,  
CHIEF CLERK OF THE HOUSE.

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# STATE GOVERNMENT.

1905.

CAPITOL . . . . . OLYMPIA

## EXECUTIVE OFFICERS

GOVERNOR	LIEUT. GOVERNOR
SECRETARY OF STATE	AUDITOR
TREASURER	ATTORNEY GENERAL

## TERM COMMENCING 1905.

### OFFICE OF GOVERNOR

ALBERT E. MEAD.... *Governor*..... Olympia  
A. N. BROWN..... *Private Secretary*.... Olympia  
CHARLES E. COON... *Lieut. Governor*..... Pt. Townsend

### OFFICE OF SECRETARY OF STATE

SAM H. NICHOLS... *Secretary of State*.... Olympia  
J. THOS. HICKEY.... *Asst. Sec'y of State*... Olympia

### OFFICE OF STATE AUDITOR

C. W. CLAUSEN..... *Auditor of State*..... Olympia  
F. P. JAMESON..... *Deputy Auditor*..... Olympia

### OFFICE OF STATE TREASURER

GEORGE G. MILLS... *Treasurer of State*... Olympia  
C. E. MAYNARD..... *Deputy Treasurer*... Olympia

### OFFICE OF ATTORNEY GENERAL

JOHN D. ATKINSON... *Attorney General*... Olympia  
A. J. FALKNOR..... *Asst. Att'y Gen'l*... Olympia  
ERNEST C. MACDONALD *Second Assistant*  
*Attorney General*. Spokane  
ROBERT F. BOOTH.... *Third Assistant*  
*Attorney General*. Seattle

### OFFICE OF COMMISSIONER OF PUBLIC LANDS

E. W. ROSS..... *Commissioner*..... Olympia  
H. P. NILES..... *Asst. Commissioner*.. Olympia

### OFFICE OF SECRETARY OF STATE—INSURANCE DEPARTMENT

SAM H. NICHOLS... *Commissioner of*  
*Insurance, Ex-officio* Olympia  
JOHN H. SHIVELY.. *Deputy Insurance*  
*Commissioner*..... Olympia



DEPARTMENT OF PUBLIC INSTRUCTION

R. B. BRYAN.....*State Superintendent*. Olympia

F. M. McCULLY.....*Assistate State  
Superintendent*.... Olympia

HENRY B. DEWEY... *Assistant State  
Superintendent*.... Olympia

OFFICE OF ADJUTANT GENERAL

JAS. A. DRAIN.....*Adjutant General*.... Olympia

CAPT. JOHN KINZIE, U. S. Army, Retired, Detailed by War  
Dept. for duty with National Guard of Washington.

BUREAU OF LABOR

CHAS. F. HUBBARD...*Commissioner*..... Olympia

C. F. OWEN.....*State Coal Mine  
Inspector*..... Tacoma

OFFICE OF STATE LIBRARIAN

J. M. HITT.....*State Librarian*..... Olympia

C. WILL SHAFFER... *Asst. Librarian*..... Olympia

BUREAU OF STATISTICS

SAM H. NICHOLS. *Commissioner Ex-officio*. Olympia

GEO. M. ALLEN... *Asst. Commissioner*.... Olympia

BOARD OF CONTROL OF STATE INSTITUTIONS

M. F. KINCAID, Chairman..... Olympia

JAS. H. DAVIS..... Olympia

H. T. JONES..... Olympia

SUPREME COURT OF 1905.

WALLACE MOUNT... *Chief Justice*..... Olympia

R. O. DUNBAR..... *Associate Justice*.... Olympia

MARK A. FULLERTON *Associate Justice*.... Olympia

HIRAM E. HADLEY.. *Associate Justice*.... Olympia

FRANK H. RUDKIN.. *Associate Justice*.... Olympia

MILO A. ROOT..... *Associate Justice*.... Olympia

HERMAN D. CROW... *Associate Justice*.... Olympia

C. S. REINHART..... *Clerk*..... Olympia

ARTHUR REMINGTON *Reporter*..... Olympia

SUPERIOR COURT JUDGES.

A. W. FRATER.....	} King..... Seattle
ARTHUR E. GRIFFIN.	
BOYD J. TALLMAN...	
GEORGE E. MORRIS...	
R. B. ALBERTSON....	
MITCHELL GILLIAM..	

W. H. SNELL.....	{	<i>Pierce</i> .....	Tacoma
THAD HUSTON.....			
W. O. CHAPMAN....			
MILES POINDEXTER..	{	<i>Spokane</i> .....	Spokane
HENRY L. KENNAN..			
W. A. HUNEKE.....			
DANIEL C. CAREY.....		<i>Stevens</i> .....	Northport
W. W. MCCREDIE....	{	<i>Clarke, Skamania,</i>	
		<i>Cowlitz and</i>	
		<i>Klickitat</i> .....	Vancouver
GEORGE C. HATCH...	{	<i>Clallam</i>	
		<i>Jefferson</i>	
		<i>Island</i> .....	Pt. Angeles
O. V. LINN.....	{	<i>Thurston and</i>	
		<i>Mason</i> .....	Olympia
S. J. CHADWICK.....		<i>Whitman</i> .....	Colfax
GEO. A. JOINER.....		<i>Skagit and San Juan</i>	Anacortes
W. T. WARREN.....		<i>Adams and Lincoln</i>	Wilbur
R. S. STEINER.....	{	<i>Okanogan, Douglas,</i>	
		<i>Chelan and</i>	
		<i>Ferry</i> .....	Waterville
JOHN B. YAKE.....		<i>Kitsap</i> .....	Pt. Orchard
W. W. BLACK.....		<i>Snohomish</i> .....	Everett
JEREMIAH NETERER..		<i>Whatcom</i> .....	Bellingham
A. E. RICE.....	{	<i>Pacific</i>	
		<i>Lewis</i>	
		<i>Wahkiakum</i> .....	Chehalis
THOS. H. BRENTS....		<i>Walla Walla</i> .....	Walla Walla
H. B. RIGG.....	{	<i>Kittitas, Yakima,</i>	
		<i>Franklin and</i>	
		<i>Benton</i> .....	North Yakima
MASON IRWIN.....		<i>Chehalis</i> .....	Montesano
CHESTER F. MILLER..	{	<i>Columbia</i>	
		<i>Garfield</i>	
		<i>Asotin</i> .....	Dayton



# JOURNAL OF THE HOUSE.

## FIRST DAY.

### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Monday, January 9, 1905. }  
12 o'clock noon.

Pursuant to law, the House of Representatives of the State of Washington met in its ninth biennial session in the Representative hall at Olympia at 12 o'clock noon, and was called to order by Storey Buck, chief clerk of the eighth session.

The following communication from Sam H. Nichols, secretary of state, was read:

UNITED STATES OF AMERICA, STATE OF WASHINGTON,  
OFFICE OF THE SECRETARY OF STATE.

I, Sam H. Nichols, secretary of state of the State of Washington, do hereby certify that the following is a full, true and correct list of the persons elected at the general election held on the 8th day of November, 1904, as representatives from their respective districts, as taken from the official returns of said election on file in this office, and are entitled to seats in the House of Representatives of the Legislature of the State of Washington at its ninth biennial session, commencing on the 9th day of January, A. D. 1905:

First District .....	J. A. KELLOGG, Stevens. M. J. MALONEY, Stevens.
Second District .....	JESSE HUXTABLE, Spokane. DANIEL HOCH, Spokane.
Third District .....	W. D. SCOTT, Spokane. D. P. BOWERS, Spokane.
Fourth District .....	C. A. RATCLIFFE, Spokane. JOHN A. FANCHER, Spokane.
Fifth District .....	GEORGE T. CRANE, Spokane. N. E. LINSLEY, Spokane.
Sixth District .....	DR. G. T. DOOLITTLE, Spokane. JOS. B. LINDSLEY, Spokane.

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Seventh District.....	PETER MCGREGOR, Whitman. LEROY STILSON, Whitman.
Eighth District .....	E. E. SMITH, Whitman. G. C. KENOYER, Whitman.
Ninth District .....	DR. H. C. FULTON, Asotin.
Tenth District .....	W. O. LONG, Garfield.
Eleventh District .....	F. M. WEATHERFORD, Columbia.
Twelfth District .....	WM. H. WEBER, Walla Walla.
Thirteenth District .....	W. M. RUDIO, Walla Walla. E. R. HENDERSON, Walla Walla.
Fourteenth District .....	FRANK ALLEN, Franklin.
Fifteenth District .....	J. D. BASSETT, Adams.
Sixteenth District .....	A. S. MELCHER, Lincoln. E. D. REITER, Lincoln.
Seventeenth District .....	W. A. BOLINGER, Okanogan.
Eighteenth District .....	W. H. HUGHES, Douglas.
Nineteenth District .....	GEO. E. DICKSON, Kittitas. ANDREW OLSEN, Kittitas.
Twentieth District .....	DR. W. H. HARE, Yakima. LEE A. JOHNSON, Yakima.
Twenty-first District .....	W. COATE, Klickitat.
Twenty-second District .....	J. M. STEVENSON, Skamania.
Twenty-third District .....	A. M. BLAKER, Clarke. E. A. BLACKMORE, Clarke.
Twenty-fourth District .....	OLIVER BYERLY, Cowlitz.
Twenty-fifth District .....	J. G. MEGLER, Wahkiakum.
Twenty-sixth District .....	W. R. WILLIAMS, Pacific.
Twenty-seventh District .....	GEO. H. MILLER, Lewis. GEO. MCCOY, Lewis. J. A. ULSH, Lewis.
Twenty-eighth District .....	ROBT. AYER, Thurston. S. W. FENTON, Thurston.
Twenty-ninth District .....	E. B. BENN, Chehalis. E. L. MINARD, Chehalis.
Thirtieth District .....	GEO. L. DAVIS, Chehalis.
Thirty-first District .....	GEO. H. VOGTLIN, Mason.
Thirty-second District .....	D. J. DAVIS, Kitsap.
Thirty-third District .....	F. ALBERT BARTLETT, Jefferson. WM. BISHOP, JR., Jefferson.
Thirty-fourth District .....	WALTER J. DYKE, Clallam.
Thirty-fifth District .....	DR. J. H. SHEETS, Pierce. DR. S. W. ROBERTS, Pierce.
Thirty-sixth District .....	DAVID LEVIN, Pierce. LEE VAN SLYKE, Pierce.
Thirty-seventh District .....	FRED EIDEMILLER, Pierce. GEO. T. REID, Pierce.



Thirty-eighth District .....	N. B. McNICOL, Pierce. S. A. CRANDALL, Pierce.
Thirty-ninth District .....	JESSE POYNS, Pierce. THOS. HAMILTON, Pierce.
Fortieth District .....	M. M. MORRILL, King. WESLEY W. BROWN, King. W. H. CLARKE, King.
Forty-first District .....	THOS. DOBSON, King. JOS. IRVING, King.
Forty-second District .....	DAVID MCVAY, King. G. ERICKSEN, King.
Forty-third District .....	FRANK A. TWICHELL, King. CHAS. E. HOUSTON, King.
Forty-fourth District .....	JOS. H. DAWES, King. JAMES WEIR, King.
Forty-fifth District .....	ELMER E. TODD, King. FRANK H. RENICK, King.
Forty-sixth District .....	JOS. LYONS, King. CHAS. S. GLEASON, King.
Forty-seventh District .....	CALVIN E. VILAS, King. ROBERT F. BOOTH, King.
Forty-eighth District .....	J. A. FALCONER, Snohomish. H. L. STROBRIDGE, Snohomish.
Forty-ninth District .....	B. H. MORGAN, Snohomish. JOHN A. THEURER, Snohomish.
Fiftieth District .....	K. P. FROSTAD, Island.
Fifty-first District .....	N. J. MOLDSTAD, Skagit. R. LEE BRADLEY, Skagit. J. O. RUDENE, Skagit.
Fifty-second District .....	WM. SHULTZ, San Juan.
Fifty-third District .....	R. S. LAMBERT, Whatcom. DR. W. C. KEYES, Whatcom.
Fifty-fourth District .....	CHAS. I. ROTH, Whatcom. L. N. GRIFFIN, Whatcom.
Fifty-fifth District .....	J. L. HARPER, Ferry.
Fifty-sixth District .....	CHAS. JOHNSON, Chelan.

In testimony whereof, I have hereunto set my hand and affixed hereto the seal of the State of Washington. Done at Olympia, this 9th day of January, A. D. 1905.

[SEAL]

SAM H. NICHOLS, Secretary of State.

Hon. H. E. Hadley, associate justice of the supreme court of the State of Washington, administered the oath of office to the members.

Prayer was offered by Rev. R. M. Hayes, D. D., of Olympia.  
The roll was called, with all members present.

Dr. W. H. Hare of Yakima nominated Mr. J. G. Megler of Wahkiakum county for speaker.

Mr. M. J. Maloney nominated Mr. Robert Ayer of Thurston county for speaker.

Mr. Megler received 90 votes, as follows: Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams—90.

Mr. Ayer received four votes, as follows: Harper, Maloney, Megler, Weatherford—4.

Mr. Megler was declared elected, Mr. Ayer, Mr. Gleason, Mr. Hare and Mr. McCoy were appointed a committee to escort the speaker to the chair, where the oath of office was administered to him by Justice Hadley.

## RESOLUTION.

By Mr. J. B. Lindsley:

*Resolved*, That the following employes be appointed, and that they receive the compensation stated: Storey Buck, chief clerk, \$6 per day; C. W. Gorham, assistant chief clerk, \$5 per day; G. F. Breslin, sargeant-at-arms, \$5 per day.

The resolution was adopted.

## OATH ADMINISTERED.

The oath of office was administered to Mr. Buck, Mr. Gorham and Mr. Breslin by Justice Hadley.

On motion of Mr. Roth the rules of 1903 were adopted until permanent rules be presented by the committee.

## RESOLUTIONS.

By Mr. Roth:

*Resolved*, That, pending the appointment of the House Arrangement Committee, the Committee on Rules exercise the powers of such House Arrangement Committee.

The resolution was adopted.

By Mr. Dawes:

*Resolved*, That the speaker appoint a committee of three to notify the Senate that the House is organized and ready to proceed to business.

The resolution was adopted. Messrs. Dawes, Reid and Weatherford were appointed members of the committee.

By Mr. Gleason:

*Resolved*, That the speaker appoint a committee to formulate rules for the House for the present session and to act with a like committee of the Senate in formulating joint rules, the speaker to be chairman of such committee.

The resolution was adopted, and the speaker appointed Messrs. Gleason, Hare, Reid, J. B. Lindsley, Roth and McGregor.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., January 9, 1905.

MR. SPEAKER:

The Senate has passed Senate concurrent resolution No. 2, providing for a joint committee of two from the Senate and three from the House to notify the Governor that the Legislature is organized and ready to receive any communication he may have to make.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Moldstad the rules were suspended and Senate current resolution No. 2 was adopted.

The speaker appointed Messrs. Moldstad, Lee A. Johnson and Maloney as members of said committee.

## MESSAGE FROM SECRETARY OF STATE.

The following communication was received from the secretary of State:

STATE OF WASHINGTON, DEPARTMENT OF STATE,  
OLYMPIA, January 9, 1905.

*To the Honorable Speaker of the House of Representatives, Olympia, Washington:*

SIR—Pursuant to Section 12, of Article 3, of the Constitution of the State of Washington, I have the honor to transmit herewith, for the consideration of the House of Representatives, the following bills which were passed at the eighth session of the Legislature, vetoed by the Governor and filed in this office with his reasons for so vetoing attached to each:

House bill No. 372, relative to corporate appropriation of private property.

House bill No. 305, relative to commitment and working of persons for non-payment of fines and costs.

House bill No. 353, to amend Code of Public Instruction relative to indigent pupils.

House bill No. 313, relative to framing of legislative groups.

House bill No. 122, to provide for extermination of coyotes, etc.

House bill No. 380, relative to production of sugar in this State.

House bill No. 192, relative to branch institution of Soldiers' Home.

House substitute bill No. 30, relative to certain state highways.

House bill No. 145, to provide for an election on the liquor question.

House bill No. 43, relative to taxation of mining claims.

House substitute bill No. 89, to create a state tax commission.

Very respectfully,

SAM H. NICHOLS, Secretary of State.

On motion of Mr. Kellogg consideration of the message from the secretary of state was made a special order for Thursday, January 12, at 2 p. m.

The House adjourned at 1:15 p. m. until Tuesday, January 10, at 11 a. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

**SECOND DAY.****MORNING SESSION.**

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Tuesday, January 10, 1905. }  
11 o'clock a. m.

The House was called to order by the speaker at 11 a. m.

Roll call showed all members present except Messrs. Bartlett, Bishop, G. L. Davis and Lambert. Messrs. Bartlett and Bishop were excused.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER,  
OLYMPIA, WASH., January 10, 1905.

**MR. SPEAKER:**

The Senate has passed Senate concurrent resolution No. 3, providing for a joint session of the two houses at 1:30 o'clock this afternoon for the purpose of canvassing the vote for state officers.

- Also Senate concurrent resolution No. 4, providing for a joint session of the two houses at 2 o'clock Wednesday, January 11, for the purpose of hearing the message from the Governor, and the inaugural message of the Governor-elect, and the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Gleason Senate concurrent resolution No. 3 was adopted.

On motion of Mr. Roth Senate concurrent resolution No. 4 was adopted.

**RESOLUTIONS.**

By Mr. Dickson:

*Resolved*, That the state auditor be and he is hereby directed to draw his warrants for the payment of the members and employes of the House every seventh day of the session, upon pay rolls which shall be signed by the members and certified to by the speaker and chief clerk of the House, and he is hereby authorized and directed to deliver



the warrants so issued to the chief clerk of the house, taking his receipt therefor.

The incidental expenses of the House shall be paid upon vouchers signed by the payee and certified to by the speaker and chief clerk, and attested by the sergeant-at-arms.

The resolution was adopted.

By Mr. Rudio:

*Resolved*, That the sergeant-at-arms be instructed to see that only members of the House and other State officials, and employes whose duties require their presence in the House, be admitted to the floor of the House.

The resolution was referred to the Committee on Rules.

By Mr. Fenton:

*Resolved*, That the sergeant-at-arms be and is hereby instructed to purchase postage stamps to the amount of five dollars worth for each member, from the Olympia postoffice, and deliver same to the members as soon as possible.

The resolution was adopted.

By Mr. Frostad:

*Resolved*, That no bills be introduced in the House until the rules shall have been adopted and the standing committees have been announced.

The resolution failed to pass.

By Mr. Reiter:

*Resolved*, That a committee of three be appointed to request the different resident ministers to alternate in acting as chaplain of the House.

The resolution was adopted.

By Mr. Hare:

*Resolved*, That the following named persons be employed by this House and elected to the respective positions as hereinafter named and that their compensation per diem be fixed at the amount set opposite their names and positions, respectively:

NAME AND TITLE.	Per diem
L. O. Meigs, reading clerk.....	\$5.00
E. V. Kuykendall, assistant reading clerk.....	5.00
Emery P. Gilbert, calendar clerk.....	5.00
Frank Williams, assistant sergeant-at-arms.....	4.00
John Ward, assistant sergeant-at-arms.....	4.00
S. P. Carusi, docket clerk.....	4.00

NAME AND TITLE.	Per diem
A. R. Kennedy, desk clerk.....	4.00
Leon A. Shaw, journal clerk.....	4.00
R. D. Campbell, assistant journal clerk.....	4.00
Grant Cotrill, enrolling clerk.....	4.00
Walter Williams, assistant enrolling clerk.....	4.00
L. M. Packard, assistant enrolling clerk.....	4.00
A. P. Loomis, engrossing clerk.....	4.00
E. R. Ennis, assistant engrossing clerk.....	4.00
A. E. Cornelius, speaker's clerk.....	4.00
H. B. Green, index clerk.....	4.00
George Gregg, bill clerk.....	4.00
Everett Carothers, assistant bill clerk.....	4.00
Harry Van Horn, assistant bill clerk.....	4.00
E. J. Carey, postmaster.....	4.00
J. T. Sherfey, assistant postmaster.....	4.00
J. D. Jones, doorkeeper.....	3.50
Thomas Grant, doorkeeper.....	3.50
Homer Crocker, doorkeeper.....	3.50
George Case, doorkeeper.....	3.50
E. A. Nichols, doorkeeper.....	3.50
R. N. Ashmore, doorkeeper.....	3.50
W. W. Swing, doorkeeper.....	3.50
R. C. Beebe, doorkeeper.....	3.50
F. S. Sherwood, watchman.....	3.50
William Ragless, watchman.....	3.50
H. L. Durst, watchman.....	3.50
Carl Foland, watchman.....	3.50
George Clark, watchman.....	3.50
George Crawford, janitor.....	3.50
C. D. Knapp, janitor.....	3.50
T. W. Knight, janitor.....	3.50
A. Looney, janitor.....	3.50
Frank N. Harris, janitor.....	3.50
S. B. Kingsbury, messenger.....	3.50
John Fancher, page.....	2.00
Leland Plate, page.....	2.00
Frank Ostrander, page.....	2.00
Earl McLung, page.....	2.00
Albert Dwyer, page.....	2.00
Willie Scully, page.....	2.00
J. H. Maloney, page.....	2.00
Nicholas Van Slyke, speaker's page.....	2.00
L. H. Brewer, clerk of appropriations committee.....	5.00
Albert M. McKay, committee clerk.....	4.00
James Hoyer, committee clerk.....	4.00
C. E. Hackett, committee clerk.....	4.00
H. M. McLeod, committee clerk.....	4.00
A. Burdick, committee clerk.....	4.00
Harvey Jackson, committee clerk.....	4.00
Roy Rudio, committee clerk.....	4.00
I. C. Swett, committee clerk.....	4.00
Harry Kemp, committee clerk.....	4.00
M. A. Keyes, committee clerk.....	4.00
Harry Griffith, committee clerk.....	4.00
George E. Gandy, committee clerk.....	4.00
J. L. Johns, committee clerk.....	4.00
S. G. Scheuerle, committee clerk.....	4.00
E. E. Shotwell, committee clerk.....	4.00
W. J. McLaren, committee clerk.....	4.00

Mr. Roth introduced the following amendment:

*Resolved*, That in addition to the above named employes the chairman of the Committee on Judiciary shall appoint a clerk for that committee who shall receive \$5.00 per diem.

The amendment was adopted and the resolution was adopted.

By Dr. Hare:

*Resolved*, That the speaker of this House be allowed and paid extra compensation for his services as speaker at the rate of \$3.00 per day.

The resolution was adopted.

By Mr. Dawes:

*Resolved*, That the proper State officials be requested to furnish the House with 94 copies of the session laws of 1903, and the House and Senate journals of 1903, for the use of the House.

The resolution was adopted.

#### REPORT OF COMMITTEE.

We, your committee appointed by the speaker to notify the Governor that the House is in session and ready to receive any communications he may desire to make, beg leave to report that the Governor will meet the Senate and House in joint session Wednesday at 2 o'clock.

N. J. MOLDSTAD, Chairman.

We concur in this report: Lee A. Johnson, M. J. Maloney.

The House took a recess at 12:45 until 1:20 p. m.

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#### AFTERNOON SESSION.

The House was called to order by the speaker at 1:20 p. m.

Roll call showed all members present except Messrs. Bartlett, Bishop and Weir, who were excused.

The speaker appointed Messrs. Dawes, Hare and Ayer a committee to inform the Senate that the House was ready to canvass the returns of the election.

The Senate was announced and invited to seats within the bar of the House.

#### JOINT SESSION.

The joint session was called to order at 1:30 p. m. The speaker presided.

Roll call of the Senate showed all members present.

Roll call of the House showed all members present except Messrs. Bartlett, Weir and Bishop.

The joint session proceeded to canvass the election returns of the various counties, for State officers.

The speaker announced the result of the canvass of votes for State officers as follows:

## JUDGES OF THE SUPREME COURT.

Frank H. Rudkin.....	86,670
Mark A. Fullerton.....	94,224
Alfred Battle.....	39,308
A. Brearcliff.....	1,330
J. W. Monett.....	1,403
Wm. McDevitt.....	8,924
D. W. Phipps.....	8,959

## GOVERNOR.

Albert E. Mead.....	74,278
George Turner.....	59,119
Wm. McCormick.....	1,070
D. Burgess.....	7,420
Ambrose H. Sherwood.....	2,782

## LIEUTENANT GOVERNOR.

Charles E. Coon.....	78,971
Stephen Judson.....	50,758
J. C. Anderson.....	1,172
Sigmund Roeder.....	8,022
Wm. H. Shields.....	3,010

## SECRETARY OF STATE.

Sam H. Nichols.....	85,140
P. Hough.....	43,002
J. C. Schaffer.....	1,228
Geo. E. Boomer.....	8,418
James McDowell.....	3,078

## TREASURER.

George G. Mills.....	85,358
George Mudgett.....	45,571
S. M. Dehly.....	1,185
Bernard Goerkes.....	8,317
Guy Possom.....	3,034

## AUDITOR.

Chas. W. Clausen.....	85,261
R. Lee Purdin.....	42,834
J. Lee.....	1,219
A. F. Payne.....	8,384
Clinton C. Gridley.....	3,054

## ATTORNEY GENERAL.

John D. Atkinson.....	84,409
Charles H. Neal.....	44,503
F. Crossman.....	1,236
O. C. Whitney.....	8,523

## COMMISSIONER OF PUBLIC LANDS.

E. W. Ross.....	85,407
Van R. Peirson.....	42,404
F. H. Conant.....	1,237
J. F. La Clerc.....	8,478
W. H. Lichty.....	2,991

## SUPERINTENDENT PUBLIC INSTRUCTION.

R. B. Bryan.....	83,914
Walter D. Gerard.....	43,975
J. J. Woods.....	1,227
Frances C. Silvester.....	8,392
A. B. L. Gellermann.....	3,037

## CONSTITUTIONAL AMENDMENT.

For .....	17,060
Against .....	11,371

On motion of Mr. Gleason the joint session dissolved at 2:10 p. m.

## HOUSE SESSION.

The House resumed regular session.

The speaker appointed Messrs. Reiter, Lee A. Johnson and Fenton the committee to invite local pastors to open morning sessions with prayer.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., January 10, 1905.

MR. SPEAKER:

The Senate has passed Senate concurrent resolution No. 1, relating to the death of the late Senator Hamilton.

Also Senate concurrent resolution No. 5, relating to the filing of copies of all bills with the State librarian.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The following employes were called to the bar of the House, and given the oath of office: L. O. Meigs, E. V. Kuykendall,

Emery P. Gilbert, Frank Williams, John Ward, S. P. Carusi, A. R. Kennedy, Leon A. Shaw, R. D. Campbell, Grant Cotrill, Walter Williams, L. M. Packard, A. P. Loomis, A. E. Cornelius, H. B. Green, George Gregg, Everett Carothers, E. J. Carey, J. T. Sherfey, J. D. Jones, Thomas Grant, Homer Crocker, George Case, E. A. Nichols, R. N. Ashmore, W. W. Swing, R. C. Beebe, F. S. Sherwood, William Ragless, Carl Foland, George Clark, George Crawford, C. D. Knapp, T. W. Knight, S. B. Kingsbury, John Fancher, Leland Plate, Frank Ostrander, Harvey Jackson, Albert Dwyer, Willie Scully, J. H. Maloney, Nicholas Van Slyke, L. H. Brewer, C. E. Hackett, H. M. McLeod, A. Burdick, Roy Rudio, I. C. Swett, J. L. Johns, S. G. Scheuerle, E. E. Shotwell, A. Looney.

The list of pardons and commutations of sentences granted by the Governor since the last session of the Legislature was received and referred to the Printing Committee.

The House adjourned at 2:10 p. m., until 10 a. m. tomorrow.

STOREY BUCK,

*Chief Clerk.*

JOSEPH G. MEGLER,

*Speaker.*

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### THIRD DAY.

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#### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Wednesday, January 11, 1905 }  
10 o'clock a. m.

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Bartlett, Bassett and Weir, who were excused.

Rev. R. M. Hayes, D. D., of Olympia, offered prayer.

The speaker appointed the following standing Committee on

Printing: Messrs. Twichell, of King, chairman; Messrs. Hughes, Benn, Miller, Van Slyke, Doofittle, Reiter, Bartlett, Theurer, Harper and Fulton.

### RESOLUTIONS.

By Committee on Rules and Order:

*Resolved by the House, the Senate concurring,* That the standing Committees on Printing of the House and Senate be instructed to arrange for bids for the printing necessary for this session.

Mr. Dawes introduced as a substitute therefor House concurrent resolution No. 1, calling for bids for printing the necessary supplies for legislative use.

The rules were suspended and House concurrent resolution No. 1 was passed and ordered transmitted immediately to the Senate.

Senate concurrent resolution No. 5, providing for filing two copies of all bills with the State librarian, was adopted under suspension of the rules.

Senate concurrent resolution No. 1, relative to the death of Senator Edward S. Hamilton, under suspension of the rules was unanimously adopted by a rising vote.

### REPORT OF COMMITTEE.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 11, 1905.

We, your Committee on Rules and Order, hereby recommend that the resolution introduced by Mr. Rudlo referring to persons on the floor of the House be laid on the table, as the subject matter is covered by a new standing rule.

J. G. MEGLER, Speaker.

We concur in this report: Chas. S. Gleason, Joseph B. Lindsley, W. H. Hare, Geo. T. Reid, Peter McGregor.

### INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed, and referred to the committees indicated:

House bill No. 1, by Mr. Benn: An act providing for a State wagon road through the counties of Jefferson, Clallam and Chehalis, creating a State road commission and making an appropriation to construct said road.

Referred to the Committee on Roads and Bridges.

House bill No. 2, by Mr. Vilas: A bill for an act to provide for the apprehension, detention, trial, treatment and control of delinquent children of or under the age of sixteen years, and repealing acts inconsistent with this act, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 3, by Mr. Kellogg: An act regulating common carriers, fixing the maximum railroad passenger rates in the State of Washington, and providing for the due enforcement and observance of the rates so fixed.

Referred to the Committee on Railroads and Transportation.

House bill No. 4, by Mr. Clarke: An act to provide for the establishment and maintenance of a branch of the State soldiers' home for honorably discharged soldiers, sailors and marines who have served the United States government in any of its wars, members of the State militia disabled while in the line of duty, and who are *bona fide* citizens of this State, and also the wives of such soldiers, sailors and marines.

Referred to the Committee on Military Affairs and Soldiers Home.

House bill No. 5, by Mr. Eidemiller: An act in relation to usury, and to amend section 5 of an act entitled "An act to establish the legal rate of interest in the State of Washington, to prevent usury," the same being chapter 136 of the Session Laws of the State of Washington, approved March 20, 1895, Laws of 1895, pages 349 and 350.

Referred to the Miscellaneous Committee.

House bill No. 6, by Mr. Weber: An act to establish a railroad and transportation commission for the State of Washington, whereby discrimination and extortion in railroad charges may be prevented, and reasonable freight and passenger services and tariffs may be established; to prescribe and authorize the making of rules and regulations to govern the commission and railroads, and afford railroad companies and other parties adequate remedies; to prescribe penalties for the violation of this act, and provide means and rules for its enforcement.

Referred to the Committee on Railroads and Transportation.

House bill No. 7, by Mr. J. B. Lindsley: An act authorizing the assessment of lands held or owned by the State of Washington,



within the limits of incorporated cities or towns, for local improvements, and providing for the payment of such assessments.

Referred to the Committee on Revenue and Taxation.

House bill No. 8, by Mr. Ayer: An act to repeal sections 1 and 14, and to amend section 15 of the act entitled "An act providing for the levy, collection, and manner of payment of road, bridge, poll and property taxes, and the manner of expenditure thereof, and providing for the division of counties into road districts, and the appointment of supervisors thereof, and repealing all acts and parts of acts in conflict herewith, approved March 16, 1903, Session Laws 1903, chapter 223, and declaring an emergency."

Referred to the Committee on Roads and Bridges.

House bill No. 9, by Mr. Frostad: An act to establish and maintain a State fish hatchery on the Sauk river or some other suitable streams tributary to Skagit river, Skagit county, Washington.

Referred to the Committee on Fisheries.

House bill No. 10, by Mr. Frostad: An act for prohibiting any State, county or municipal officer, elected or appointed to such office in the State of Washington, from accepting for use any pass to ride over any line of railroad or other transportation line in the State of Washington, and prohibiting any officer, agent or employee of any railroad or other transportation company from issuing the same, and prescribing a penalty for the violation thereof.

Referred to the Committee on Judiciary.

House bill No. 11, by Mr. Frostad: An act making an appropriation for farmers' institutes.

Referred to the Committee on Agriculture.

House bill No. 12, by Mr. Frostad: An act creating a State tax commission, prescribing its duties and making an appropriation therefor.

Referred to the Committee on Revenue and Taxation.

House bill No. 13, by Mr. J. B. Lindsley: An act to establish an institution for the defective and feeble-minded youth of the State of Washington, providing for the erection and equipment of suitable buildings therefor and making an appropriation, and repealing laws and parts of laws in conflict with this act, and declaring an emergency.

Referred to the Committee on State School for Defective Youth and Reform School.

House bill No. 14, by Mr. Vilas: An act to provide for the punishment of parents or persons responsible for, or contributing to, the delinquency of children of the age of sixteen years or under.

Referred to the Committee on Judiciary.

The House took a recess till 1:20 p. m.

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### AFTERNOON SESSION.

The House was called to order by the speaker at 1:30 p. m.

Roll call showed all present except Messrs. Bartlett and Weir, who were excused.

The speaker appointed Messrs. Dickson, Reid and Roth as a committee to inform the Senate that the House was ready to enter joint session to receive the Governor.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., January 11, 1905.

**MR. SPEAKER:**

The Senate has passed Senate concurrent resolution No. 6, relating to joint memorial services for the unveiling of the monument erected to the late Governor John R. Rogers.

Also Senate bill No. 25, entitled: "An act making an appropriation for the ninth Legislature of the State of Washington, and the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The Senate was announced by the sargeant-at-arms, and was invited within the bar of the House.

The joint session was called to order by the speaker, and Senator J. J. Smith, president of the Senate, presided.

The roll of the Senate was called and showed all members present.

The roll of the House was called and showed all present except Messrs. Bartlett and Weir, who were excused.

The president appointed Senators Hammer and Sharp, and Representatives Moldstad, Vilas and Doolittle to notify Governor McBride that the Senate and House of Representatives were in joint session awaiting his pleasure.

## MESSAGE OF GOVERNOR McBRIDE.

The following is the final message of Governor McBride:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., January 11, 1905.

*Gentlemen of the Senate and of the House of Representatives:*

Section 5, Article III, of the state constitution requires the Governor to communicate at every session by message to the Legislature the condition of the affairs of the State, and recommend such measures as he shall deem expedient for their action. While under this section it is clearly the duty of the outgoing Governor to communicate to the Legislature the condition of the affairs of the State, it is generally considered that the recommending of new measures does not fall within his province, except, perhaps, such as may be necessarily connected with or growing out of information that he may have to impart.

The finances of the State are in a healthy condition. For the biennial term ending September 30, 1902, the State indebtedness was reduced \$131,222.34, and for the biennial term ending September 30, 1904, \$122,610.86, making a total reduction during the four years of \$253,833.20.

The reduction of the State indebtedness for the biennial term ending September 30, 1904, in the sum of \$122,610.86, is largely due to the fact that, in several instances, it has been found not necessary to expend the entire amounts appropriated at the last session. Of the appropriations made under the head of "For Governor's Office," about \$27,000.00 will revert to the treasury. Something over \$50,000.00 will remain unexpended out of the appropriations made for the maintenance of the State institutions under the management of the State board of control. The Louisiana Purchase Exposition commission of this State, after returning here such exhibits as may be suitable for use at the Lewis and Clark Exposition, will probably have an unexpended balance of between eight and nine thousand dollars. Out of an appropriation of \$3,000.00 to be paid upon certificates of the labor commissioner, "For settlement of differences between employers and employes," only \$76.20 has been used. These items I have mentioned as reverting to the treasury will reach a total of between eighty-five and ninety thousand dollars.

In the matter of appropriations I feel I would be falling short of my full duty did I not address a word of caution to the Legislature. The needs of the State are many. Many requests will be made, and there are many worthy objects to which it would be pleasing to lend aid by way of appropriations were it possible to do so. To keep the expenditures within the revenues will require a constant struggle. After the adjournment of the last session I felt constrained to disapprove appropriation bills and items of appropriation bills amounting to more than four hundred thousand dollars. Had not this been done, and had it not been found unnecessary to expend the entire amounts authorized by other

appropriation bills, the State debt, instead of having been reduced during the last biennial term, would have been increased several hundred thousand dollars. This statement is made not through any desire to revive old controversies, but for the sole purpose of emphasizing the necessity of caution in these matters. It is not a pleasant task for an executive to be compelled, after adjournment, to disapprove numerous measures of the legislative branch of government, or else, as a penalty for not doing so, to accept the responsibility of seeing the State indebtedness very largely increased. In this, the closing act of my administration, I feel my motives will not be misunderstood in suggesting that this burden should not be placed upon the Executive.

The State soldiers' home, Western Washington hospital for insane, Eastern Washington hospital for insane, State penitentiary, State reform school, and State school for defective youth—institutions under the management of the State board of control—are entitled to your first consideration in the matter of appropriations. The increase in the number of the inmates renders necessary increased amounts for the maintenance of all of these institutions except the State reform school. Owing to their present rather crowded condition, and to the certainty that the number of their inmates will continue to increase, new buildings are also needed at all these institutions except the reform school. I invite your attention to the detailed report of the State board of control. Their successful and business-like management of these institutions entitles their recommendations to great weight.

The State educational institutions dependent for support upon appropriations made by the Legislature, namely, the University of Washington, the State agricultural college and school of science, and the normal schools at Ellensburg, Cheney and Bellingham, are all in a flourishing condition. Their several boards of regents and boards of trustees consist of men who take pride in their work. By careful attention to their duties, and through devoting their time to the upbuilding of the institutions with which they are connected, they have rendered valuable services to the State. Not least among their merits is the fact that they have absolutely divorced politics from our educational institutions. These institutions in the past could, no doubt, have used to advantage more money than was at their disposal; and could, no doubt, in the next two years use to advantage more than you will be able to grant them. They should, however, be dealt with as liberally as is consistent with preserving the proper balance between the State's expenditures and revenues. In this connection I wish to call attention to the fact that October 1, 1904, there was on hand in the scientific school fund \$27,031.99; in the agricultural college fund \$25,859.00; in the charitable, educational, penal and reformatory institutions fund \$47,823.76; and in the normal school fund \$16,916.04, making a total on hand in these funds of \$117,650.79. When the last Legislature convened a test case was pending in the supreme court of this State to determine whether these several funds, like the common school fund, were perma-

nent and irreducible so that only the interest could be expended, or whether the principal could be expended. Before adjournment it was decided that these funds were permanent and irreducible and that only the interest could be expended; but in the hurry of the closing days of the session the matter seems to have been overlooked and no provision was made for their investment. As there is no good reason why this money should remain idle in some bank, provision should be made for the proper investment of these funds to the end that the educational institutions entitled thereto may receive some benefit from the same.

The national guard of the State as now constituted is a very efficient organization. It stands high in the estimation of officers in the regular army. Its present high state of efficiency I attribute very largely to the fact that politics has been entirely barred from the organization. While there is no need of enlarging it beyond the limits now authorized by law, yet within those limits it should be cheerfully supported. for I am satisfied that if its services are ever needed it will give a good account of itself.

The fund for the maintenance of the capitol building became exhausted October 1, 1904, and it became necessary for the capitol commission to make provision for the payment of running expenses for the ensuing months of October, November, and December. At the request of the commission the Capital National bank of Olympia advanced the necessary funds for this purpose, amounting to the sum of \$1,804.31, agreeing to look to the Legislature for reimbursement. To reimburse this bank I would recommend the passage of a relief bill for the sum advanced.

December 28, 1904, I received from the supreme court of this State the following communication:

"The Legislature of 1903, in an amendment to the law relating to the admission of attorneys to the bar, enacted, among other things, that the Supreme Court might 'appoint three attorneys at law, members of the bar of said court of not less than five years' standing, as a board of examiners to conduct written examination of applicants for admission to the bar, under the direction of said court, the members of which said board shall hold office for one year from and after their appointment, unless sooner removed by the court;' and also enacted, that the 'members of said board of examiners shall be allowed and paid a per diem not to exceed ten dollars per day during their attendance upon said court in the conduct of said examination, and mileage at the rate of five cents per mile for every mile actually traveled going to and returning from attendance upon the court at such examination.' No appropriation, however, was made to meet the expenses that would be created by the appointment of such board. But, notwithstanding the want of such an appropriation, this court, owing to the pressure upon it of constantly increasing business which could not be delegated, felt compelled to relieve itself of the burden of conducting the examination of applicants in person by the appointment of a board of examiners under the act. To that end, on December 16, 1903, the court named as members of such board, Mr. P. M. Troy of Olympia, Mr. James B. Murphy of Seattle, and Mr. J. B. Bridges of Aberdeen, each of whom is a member of the bar of this court, and otherwise qualified to act as a member of such board according to the terms of the law. These gentlemen accepted their appointments, and have served continuously ever since, each having been reappointed at the expiration of his first year's service.

"By the terms of the statute the several members of the board have become entitled to the following sums from the State, namely:

	Mileage	Per Diem	Total
Mr. P. M. Troy.....		\$ 90.00	\$ 90.00
Mr. James B. Murphy.....	\$19.20	100.00	119.20
Mr. J. B. Bridges.....	12.80	60.00	72.80
Grand total.....			\$282.00

"As the members of the board have not only given the time necessary to a faithful and conscientious discharge of the duties imposed by virtue of such appointment, but have also borne their own expenses while in the discharge of such duties, the court feels that it would be no more than just that the coming Legislature make provision for the payment to them of the amounts earned as above stated. The court, therefore, begs to call your attention to the matter, and requests that you, in any way that you may deem most fitting, call it to the attention of the Legislature, so that that body may have an opportunity to take such action concerning such payment as in its wisdom it may deem appropriate."

Fully agreeing with the court, I recommend an appropriation sufficient to cover the claims of the "board of examiners."

A subject of very great importance to the State is that of irrigation. June 17, 1902, what is known as the "Reclamation act" was passed by congress, reserving, setting aside and appropriating as a special fund in the treasury, to be known as the "Reclamation fund," the proceeds derived from the sale of public lands, excepting five per cent. thereof, in thirteen states, including Washington, and three territories, said "Reclamation fund to be used in the examination and survey for, and the construction and maintenance of irrigation works for the storage, diversion, and development of waters for the reclamation of arid and semi-arid lands in the said states and territories." It seems to be the intent of the act that the money derived from the sale of public lands in each of said states is to be expended in that state "subject to the existence of feasible irrigation projects therein," provided the laws of the State are such that the spirit and purpose of the act can be complied with. I understand that this State has contributed in the neighborhood of three and one-half million dollars to the "Reclamation fund." It is certainly of the utmost importance to the State that this money should be expended in the State. Whether this can or will be done seems to hinge, first, upon the existence of feasible irrigation projects in the State, from an engineering standpoint, and, second, upon whether, our laws are such that those in charge of the reclamation service would deem it feasible to attempt to carry out such irrigation projects as may be feasible from an engineering standpoint. No one doubts the existence of feasible irrigation projects in the State from an engineering standpoint, and it seems equally clear that our laws are not such as to warrant those in charge of the reclamation service in undertaking to carry out such projects. Therefore, in the final analysis, the question whether the money contributed by this State to the "Reclamation fund" is to be expended in this State depends upon the action of this Legislature. This, in my opinion, is one of the most important subjects which you

will be called upon to consider. Some time ago it was suggested to me by officials of the United States reclamation service that under our laws, as they now are, it would not be feasible to undertake any irrigation project in this State. I was also requested by various boards of trade and chambers of commerce, and persons interested in irrigation, to appoint an "irrigation commission" to study the question. There was no law authorizing the appointment of such a commission, and there was nothing it could do that would be binding upon the State. but, after careful consideration, I concluded to appoint an "irrigation commission" for the purpose of investigating the subject of irrigation and recommending such changes in our irrigation laws as might be deemed for the best interests of the State, to the end that I might be able to lay before this Legislature the result of its labors for such action as in your wisdom you may determine. I appointed as members of that commission the following named gentlemen: J. H. Smithson, Austin Mires, Geo. P. Cottrell, John A. Shackleford, Walter N. Granger, Harold Preston, E. A. Bryan, N. G. Blalock, Charles P. Lund, and W. B. Bridgeman. After diligent study and extended research the commission embodied its conclusions in a report which will be submitted to you and to which I wish to invite your most careful attention. The time devoted to the subject and the acknowledged ability of the members of the commission entitle its conclusions to respectful consideration. The members of this commission do not desire and would not accept any compensation for their services, but, with some reluctance, they have consented to me recommending an appropriation sufficient to cover their actual expenses. These expenses, including fees of stenographers and expense of printing report, amount to \$1,080.40. A detailed statement of these expenses will be placed before your appropriation committees, and I recommend an appropriation sufficient to cover the same.

I feel like congratulating the people of the State upon the fact that sentiment is now almost unanimous in favor of the passage of a railway commission bill. Many who have been bitterly opposed to it in the past now seem to be clamoring for the enactment of such a measure. Their sincerity will be put to the test during this session. It is needless for me to say that there are commission bills and commission bills. A commission bill that is a commission bill in name only instead of quieting would serve to increase the agitation that has been carried on in this State upon this question. What is needed is a regulative, appointive railway commission clothed with ample power to remedy existing abuses. Any other kind of a commission, in my judgment, would prove to be worse than useless. I trust the wisdom of this Legislature may be sufficient to settle this question properly, for, in my judgment, it will never be settled in this State until it is settled right.

In conclusion, permit me to express the hope that your duties may prove to be pleasant and congenial and that your labors may redound to the honor and to the credit of the State.

The president appointed Senators Hunter and Wilson and Representatives Roth, Sheets and Crane to escort Governor-elect Albert E. Mead within the bar of the House.

Chief Justice Wallace Mount administered the oath of office to Governor Mead.

### INAUGURAL ADDRESS.

The following is Governor Mead's inaugural address:

Called by my fellow citizens to fill the most honorable position in the councils of the State and entrusted with the stewardship of the highest interests of an intelligent and hospitable people, I accept the invitation, realizing full well in advance its grave duties, its mighty obligations, its never ending responsibilities, its perplexing, unsolved and almost insoluble problems.

In obedience to your summons, and mindful of the confidence and trust to me extended, I enter upon the prosecution of the exalted duties of the Chief Executive as prescribed by the Constitution of your State and mine. I do so with the abiding conviction that the united support of the sterling and patriotic citizenship of this State, aided and influenced by the favors of a just, charitable and kind Providence, will point the way and illumine the path of my ambition to have written in our future annals the simple but forceful sentence that the fifth Governor of this commonwealth was a faithful, energetic and courageous servant of the people.

No consideration of political service or personal friendship will permit the appointment of inefficient applicants in the public service, or retain in office a proven incompetent or unfaithful public official. From the highest official to the lowest subordinate, the people are entitled to the very best service obtainable in the State in the management of its affairs and in the conduct of its business.

Our educational institutions and public school system have been invigorated by bountiful contribution from the hand of a generous and farseeing Government in the form of various land grants. We shall continue in the future to supplement the revenues so received by sufficient amount raised by direct taxation to maintain our public school and higher educational facilities upon the highest plane. The national and State Governments long ago assumed the duty and burden of standing for the education of the children, in order to be assured of an intelligent and patriotic citizenship.

The student in the higher educational institutions should receive wholesome advice and instruction in the duties and obligations of good citizenship, and he should be taught to revere the form of government established by our forefathers. Any attempt upon the part of an instructor or the management of any of our higher educational institutions to arouse in the minds of the student body a feeling of prejudice



or hostility towards the form of government which has survived for more than a century and has been the mightiest factor known to history in advancing the cause of civilization, or to influence the boys and girls of this State to believe that our system of government is based upon fallacious principles and should, therefore, ultimately be overthrown, will receive immediate attention from the executive department, and the instructor engaged in the exploitation of such un-American ideas will receive immediate dismissal.

Modern methods of treating and caring for the insane confined in our charitable institutions, and the most approved method of sanitation in the arrangement of our hospitals will be encouraged, to the end that those whose minds are temporarily clouded may again see the sunlight of intelligence and be restored to reason, and to their friends, families and homes.

The people of this State regard the support of the Soldier's Home not as a duty which is burdensome, but as a privilege they are happy to exercise in grateful recognition of the services of their country's defenders.

I recognize the principle that penal institutions are established for the purpose of protecting society and not to punish criminals to satisfy any feeling of anger or revenge that might exist in the heart of the injured party. While the inmates of the penal institutions will receive the punishment contemplated by law, yet they should at all times be given the humane treatment man owes to his brother always and everywhere, during the period of their incarceration.

In the exercise of the pardoning power, I acknowledge and record my confidence in the integrity and justice administered by our courts. This extraordinary power ought not, in my judgment, to be exercised except in extreme cases and then only upon the assumption that the courts have pronounced a righteous judgment but that the best interests of society would be subserved by invoking and applying this constitutional prerogative.

We cannot appropriately observe the solemnities of an occasion such as this without instinctively turning back to the early chapters of our splendid history. We glean from those pages that the historic soil upon which this city now stands has been made sacred by associations and memories akin to those which cluster around the imperishable Plymouth Rock or which arise from the ruins and desolation of the unhappy Jamestown, for here was rocked the cradle of a future State; here, on September 11, 1852, a weekly newspaper published its initial number and at once dedicated its columns to the plan of dividing Oregon Territory; here it was that in the year 1852, a Fourth of July orator in the fervency of his eloquence first gave public utterance to the desire of those early pioneers for a division of Oregon Territory and for the creation of a territorial government of their own.

The children of this commonwealth, who love its history and revere the sacrifices of its pioneers, will some day, without the assistance of

an appropriation bill, contribute from their individual treasuries to the building of a monument commemorating the sacrifices of those who broke the stillness of this far Northwest, laid the cornerstone of this commonwealth, ushered into existence a possible new State, and planned the addition of another star to their country's banner.

We may advert at this time to the simple story of the rise and upbuilding of American commonwealths, and contrast the splendid opportunities we now enjoy with the conditions which existed early in the history of the territory. We have advanced since then with amazing rapidity. Our progress, however, could not have been so marked had we not been endowed by the God of Creation with a variety of resources and with an industrious, liberty-loving, God-fearing citizenship drawn from the sturdy loins of the descendants of Puritan and Cavalier, invigorated with the industrious immigrant from the crowded centers of Northern Europe who rapidly assimilated with the character of American citizenship. All concentrating in this far Northwest to force from the rugged face of Nature the golden plenty of peace and comfort, and to pursue the highest mission of mankind, that of transforming a wilderness into homes.

When the humble Nazarene walked upon earth among men, our mighty forests were planted upon the ocean side of a precipitous mountain range from which we have furnished material for the construction of homes and habitations of an empire. In the valleys and plains lying upon east slope, "the wheat locks the sunshine in the bearded sheaf," and the husbandman sends the lifeblood pulsating through the veins of a million of human bodies.

I have no foreboding of the future of this State to express; no discordant note to sound; no gloomy picture to paint of the destiny of this fair land now having just passed the half-century mark of its existence as a Territory and State. This period of our State's infancy may well be rehearsed upon occasions such as this, when friends and fellow citizens gather to witness the coming and the departure of those commissioned by the people to transact the public business.

So long as the English language is spoken, the memory of our early pioneers, led on by that intrepid and indefatigable citizen and soldier, Isaac L. Stevens, will be cherished. Splendid examples of typical American citizenship were they. Citizen and seldier upon one day; builders of commonwealths and law makers upon the next. God bless their memory! And prosper the fortunes of their successors in the noble service of improving and extending the edifice of our State government in order that it may fully protect, benefit and comfort its citizens.

## GOVERNOR MEAD'S MESSAGE.

Governor Mead delivered his message to the Legislature of the State of Washington, as follows:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
January 11, 1905.

*Gentlemen of the Senate and of the House of Representatives:*

In presenting a message to you in these new and well equipped legislative apartments, I cannot but contrast in my mind's eye your surroundings with those of the first Washington legislative assembly, which gathered in that old building, still standing, hardly a stone's throw from this edifice, close on to fifty-one years ago. The contrast symbolizes and illustrates the progress of Washington in the intervening period. Mentally, if not physically, it is a far cry from the insignificant and simple store room where the pioneer law makers met to this imposing capitol, and yet I trust that in the discharge of our duties we shall not lose sight of the example of sturdy patriotism and sound common sense in legislation set for us by the representatives of that pioneer people. Their problems were different problems; their issues different issues from those with which you have to deal; but now, just as in those formative days, there is a demand and a necessity that the tasks of legislation be approached in a spirit of unswerving devotion to the public weal, and that your efforts be animated solely by a desire to serve the best interests of the entire commonwealth.

Owing to the fact that but two months intervene between the election of a Chief Executive and his inauguration, it is impossible for him to study the needs of the State institutions to any greater extent than a member of this body serving his first term. The injunction of the Constitution to the effect that the Governor "shall communicate at every session to the Legislature the condition of affairs of the State, and recommend such measures as he shall deem expedient for their action," necessarily places the duty upon the retiring Executive.

The present legislative and executive departments certainly have the opportunity to add a splendid chapter to the history of this commonwealth in contributing to the welfare of its people, by bringing about the enactment of wise and wholesome laws and in the faithful performance of the duties resting upon them. We are here but for a moment, as we measure the lives of States and Republics; we are but temporarily clothed with the insignia of power and authority. I express the hope, born of the confidence the people have in your industry, ability and patriotism, that when this Legislature has finally adjourned, some deed or act will have emanated from this body that will receive the commendation of future generations and substantially contribute to the happiness of our people.

We are gathered here under favorable and auspicious circumstances. Our common country is at peace with the world; our people are enjoying

a marvellous prosperity; in the Pacific Northwest we are on the threshold of a great trade with the Orient—a commerce which will increase in magnitude year by year; your convening is practically coincident with the entry into the waters of Puget Sound of one of the greatest ocean freight carriers ever constructed by ship builders of this or any other country.

Twice appointed Territorial Governor, serving in that capacity for eight years, called later by his countrymen to honor the Executive chair as the first Governor of the State of Washington when the people were entrusted with full self government, when Elisha P. Ferry was ready to join companionship with the fathers of the Republic he loved so well, he bequeathed us a heritage of faithful performance of duty which his successors in office may well strive to emulate. This Legislature and its successors who may gather here to perform the responsible and exacting duties devolving upon law makers may well recall the wise counsel and practical suggestions made by this distinguished Chief Executive in his message to the Legislature in 1893, when he said:

"No more important duty, nor greater responsibility can devolve upon an American citizen than when he is called upon to exercise those powers and functions which appertain to him as a member of the legislative department of the Government. When the people desire relief from existing wrongs, and demand the adoption of a policy which will promote their welfare and prosperity, their appeal is made to the legislative department, and not to the executive or judicial.

"Within the few years past, consequent upon the unprecedented accumulation of wealth on this continent and the economic changes resultant from invention and enterprise, have arisen problems offering unexplored fields to the practical economist, and demanding the most profound, temperate and patriotic consideration of those upon whom rest the duty of enacting laws. Restrictions on the influence and employment of capital, remedial legislation of a character hitherto unknown in our history, affecting private interests, is demanded by many, and alleged to be imperatively necessary under existing conditions. That our State is not free from evils, which can be minimized or cured by speedy and prudent legislation, must be conceded by all who have investigated the subject; but, in my opinion, it is doubtful whether it would be a sound, wise or beneficent policy to institute the extreme radical measures advocated by many.

"The enactment of unjust or oppressive laws, or the failure to enact just the necessary measures of remedy and relief, engenders in the minds of the people feelings of discontent which may cause them to renounce that veneration and respect for law and government upon which depends the perpetuity of our institutions. When this distrust and its consequent contempt become general among the people, history teaches us that the tendency is to revolutionary and destructive methods. A fundamental principle in all legislation should be that the rights of all should be protected and the rights of none destroyed, infringed or abridged, acting in conformity with it, no Legislature can fail to acquit itself with credit and to do justice to all classes in our commonwealth."

A dual obligation rests upon each legislator to loyally serve his local constituents and at the same time protect the general interests of the entire people of the State.

#### APPROPRIATION BILLS.

The legislative will, in enacting appropriation bills, should not be defeated unless the aggregate amount appropriated exceeds reasonable limits. The State, like an individual, has an income. If appropriations

exceed the maximum limit, the Executive veto must necessarily be exercised. Owing to the healthy prosperity existing in this State, a disposition to be extravagant may follow in writing appropriation bills. This tendency should, however, be restrained in consideration of the fact that, if the demands made by you upon the people are excessive, needed expenditures of the local subdivisions of the State will necessarily be defeated, and to that extent, school districts will be prevented from constructing additional school buildings to satisfy increased school population; school boards will be prevented from increasing salaries of teachers; counties and cities will be unable to extend roads and streets to meet the demands of public travel; cities, counties and school districts will be unable to lessen indebtedness incurred for public improvements and buildings. The conclusion, therefore, is almost irresistible that, unless additional property heretofore released from taxation is placed upon the tax roll, the expense of the State government for the coming two years ought not to be materially increased beyond the expenses of the past two years, except the additional amount absolutely necessary for the State to keep pace with the progress and civilization of the age, and with the general material advancement of the interests of the people.

UNITED STATES SENATOR.

The law of the land, expressed by Constitution and Federal statutes, makes it the duty of this body to select one of the two United States Senators representing this commonwealth in the Senate of the United States for the ensuing term.

Many of you are called upon for the first time in your experiences as citizens of the Republic to exercise this grave duty, the most important, possibly, ever committed to your keeping. The citizen of Washington, commissioned by your voice to sit in the Senate chamber in the Congress of the United States, may be called upon before the expiration of his term to face problems of extraordinary importance to the millions constituting this country of ours. I believe that, in the execution of this duty of paramount importance, you will be actuated by the same impulses, the same high and patriotic resolves that have moved other Legislatures, at other times and under other conditions, to select eminent fellow citizens to adorn this dignified and historic chamber, and one who would faithfully and conscientiously protect and defend the interests of country and commonwealth; the same impulse and measurement of men that gave to the nation the services of Henry Clay, Daniel Webster, Stephen A. Douglas, Thomas H. Benton, William H. Seward and James G. Blaine; the same impulse that prompted the first Legislature of the State of Washington to elect that splendid citizen and patriot, John B. Allen, now contending in that higher Senate than ours that right and justice may prevail in the State he so honored and loved before he paid the debt to Nature and passed from us, will actuate you in your duty of selecting a United States Senator to represent this commonwealth for the ensuing term. When you have performed this

duty and during his six years at the capital of the Nation, he should receive from you and the people he represents full measure of support and confidence, giving to his strong right arm the power and influence to battle successfully for the highest and noblest interests of the millions bearing allegiance to the flag of the Republic.

#### RAILWAY COMMISSION.

I recommend the enactment of a law establishing a railway and transportation commission in this State, to consist of three members, to be appointed by the Executive, to perform the duties and exercise the powers contemplated by the provisions of Section 195, Article 2 of the State Constitution, which is as follows:

"The Legislature shall pass laws establishing reasonable rates of charges for the transportation of passengers and freight, and to correct abuses, and to prevent discrimination and extortion in the rates of freight and passenger tariffs on different railroads and other common carriers in this State, and shall enforce such laws by adequate penalties.

"A railway and transportation commission may be appointed, and its powers and duties fully defined by law."

Salaries, commensurate with the duties to be performed and ability and fidelity required of the commissioners working under such law, should be provided. Otherwise, its operation will not meet even the expectations of its most conservative advocates.

I am advised that a difference of opinion exists among eminent members of the bar in this State concerning the constitutional right of the Legislature, under the section quoted, to empower such a commission with the authority to establish maximum rates for transportation of passengers and freight, and with power to correct abuses and prevent discrimination in freight and passenger tariffs on the different railroads and other common carriers in this State. Those, challenging the right of the Legislature to delegate these powers, claim that a railway and transportation commission could perform only such duties and exercise only such powers as are not specifically reserved for legislative action. Those, interested in the passage of such a measure and the speedy settlement of any objection that may be urged thereto, will be in accord with me in hoping that you will consider this recommendation early in the session.

If a measure be adopted by this Legislature empowering such a commission with the authority to regulate freight and passenger rates and to perform such other duties specified in the constitutional provision quoted, and if such act contains an emergency clause, a test case might be submitted to the Supreme Court and, if diligently prosecuted before that tribunal, a decision might be rendered before your final adjournment that would prescribe how far such a commission could perform its duties without encroaching upon the powers reserved in the Legislature.

The act, which may finally receive a constitutional majority at your hands, must not only conform to the mandate of the Constitution quoted,

but should be so framed that its execution will be in accord with the plainest principles of justice between shipper and carrier. On November 8, 1904, the people of this country gave to the present Chief Executive of this nation an expression of their confidence and good will more pronounced than ever before extended to a Chief Magistrate by the voluntary act of a free people. It is a pleasure to quote, and equally pleasurable for you to hear and endorse in this connection, the sentiment expressed in an extract from the message of President Roosevelt to Congress, given in December, 1901, concerning the amendment of the present Interstate Commerce Act. I quote as follows:

"The railway is a public servant. Its rates should be just to and open to all shippers alike. The Government should see to it that within its jurisdiction this is so, and should provide a speedy, inexpensive and effective remedy to that end. At the same time, it must not be forgotten that our railroads are the arteries through which the commercial lifeblood of the nation flows. Nothing could be more foolish than the enactment of legislation which would unnecessarily interfere with the development and operation of these commercial agencies."

#### CONSERVATIVE LEGISLATION.

I recognize the fact that in the performance of the duties of a legislator, well meaning friends will urge you to introduce for consideration proposed laws, the enactment of which would be unwise, inopportune and in every way injudicious and inexpedient.

I also recognize that the legislator serves his people best who has the courage to oppose a great portion of the measures introduced. We often hear the complaint from many States as well as our own that the statute books are crowded with incomplete, unsatisfactory statutory provisions. Our laws cannot, in the nature of things, be made perfect, adequate or complete, but if they are sufficient, in a substantial way, for the relief of the people and have received judicial interpretation, we would be following the path of wisdom to let well enough alone.

I would most respectfully urge upon you the necessity of having your bills carefully drawn by competent counsel or advisors with the purpose in view of avoiding constitutional objections and thereby saving the State the confusion and expense of acting for a time under a law of doubtful validity.

I desire also to call your attention to the necessity of having your bills correctly enrolled. An examination of the decisions of our Supreme Court will satisfy you that great confusion has resulted, and rights have been jeopardized, on account of the hasty enrollment of bills during the closing days of the session. I would, therefore, impress upon you the necessity of selecting competent and trustworthy clerks for the performance of this duty, and especially urge upon the committee having charge of this work the necessity of care in the comparison of the enrolled bill with the original or engrossed bill, so it will correctly represent the legislative will.

You will be urged in many instances to invoke the provision of the Constitution requiring an emergency clause to be attached so that the bill may become a law at once. I hope you will withstand these requests

so that the provision of the Constitution will be fairly complied with, as it is a matter of common knowledge that the interests of the people are best subserved by the delay of the ninety days intervening between the adjournment of the Legislature and the date on which the acts take effect, thus permitting the people to adjust themselves to the new conditions.

I trust you will confine yourselves to the strengthening of the laws we now have, only extending your field of legislative endeavor to those matters which have been generally discussed among the people, or which have heretofore received attention of the Legislature or commissions appointed by the Executive. Under all circumstances, I believe that the conservative tendency of this Legislature will be to see to it that this young child of the Northwest is not handicapped by any unwise or radical legislation that will retard its growth, or that will return to plague us.

#### SUBMIT BILLS TO SUPREME COURT.

I am heartily in favor of the system followed in some of our sister States whereby the Legislature, by two-thirds vote, may submit any bill under consideration by that body to the judgment of the Supreme Court, and under the law it is made the duty of the Supreme Court to at once determine its validity and so report to the Legislature. I, therefore, earnestly recommend the enactment of such a statute, or amendment of our Constitution to permit such a practice, if constitutional amendment be necessary.

On account of the absence of any such provision by statute or Constitution of our sister State of Oregon, when a revenue law recently enacted by the Legislature of that State was declared unconstitutional, the Executive was compelled to call an extraordinary session of the Legislature in order to raise funds so that the State government and its various subdivisions could continue in existence. An amendment or practice such as I suggest might in the future save this State the expense of a special session of the Legislature.

The greatest good, in my judgment, which would result from such a requirement would be the fact that, when the Legislature and the Supreme Court have pronounced upon the enactment and validity of a statute, the people and public officers have definite assurance that the law is stable and binding, and can proceed accordingly.

#### SUPREME COURT.

In order to dispose of the constantly accumulating causes before the Supreme Court, I urgently recommend the enactment of an act, at the earliest possible time, providing for an increase of the membership of that tribunal from five to seven members, and that such increase be permanent. In my judgment, large property interests are necessarily endangered if not injured by reason of the delay in adjudicating legal matters pending before the Supreme Court. The increase of the bench would facilitate the early disposition of criminal cases, and would war-



rant such cases receiving a preferred place upon the calendar early in the sessions of the court.

Justice Brewer of the Supreme Court of the United States, recently expressed the sentiment that, "Justice delayed is often justice denied." Delay in the trial of criminal cases and postponement of execution of sentence not only impairs the administration of justice, but destroys the deterring influence which ought to follow the prompt and summary enforcement of the criminal statutes.

#### CRIMINAL CODE AMENDMENT.

I would, therefore, suggest amendment of the statute to require that judgment in criminal cases be entered immediately after the verdict of guilty is returned; that the time be limited in which the person convicted may apply for a new trial; that if his application for a new trial is overruled, the judgment of the Court be immediately executed, unless notice of appeal is given; that immediately after the trial and conviction of a person charged with infraction of the criminal statute, and the denial of a motion for a new trial, the court stenographer prepare a transcript of the testimony, serve a copy upon the defendant or his attorney, and that when the testimony is authenticated by the trial judge it be filed with the clerk of the Supreme Court.

#### PREFERENCE TO CRIMINAL CAUSES.

I recommend, also, amendments requiring that the Supreme Court shall give preference to criminal causes in its assignment of cases pending before the court; that, if necessary, civil cases give way for the immediate hearing of criminal cases, when transcript and briefs are on file; that the time be lessened for the filing of briefs, and that no extension be permitted by stipulation or order of the Superior Court, and only granted by order of the Supreme Court.

#### DIVORCE REFORM.

Our courts are often subjected to criticism, but in many instances unjustly, on account of the large number of decrees granted in divorce cases. The fault, in my judgment, is not with the courts but with the law regulating the divorce system. The courts are bound to respect the law even if its administration results in the dissolution of the marriage contract in multitudinous cases.

Rather than inaugurate a radical change in the divorce system, I would recommend that certain provisions be strengthened and given life and vigor by judicious amendments.

A statute, continued from territorial days, requires the presence of the county attorney to resist default divorce cases. In making a *bona fide* resistance this official is handicapped and his service to the court minimized as no authority or method is prescribed by which he can compel the attendance of witnesses to testify in behalf of the absent defendant. His service, therefore, at the trial is limited to the sole duty of cross examining the applicant and his witnesses. If it was the

intention of the Legislature to require the county attorney to resist undefended divorce cases in the manner that a faithful official would represent the best interests of society, he should have an opportunity of conducting an intelligent defense by summoning witnesses to testify to the facts in the case. To bring this about, the applicant should be required to deposit such an amount as the court may direct for the payment of witness fees.

The law should be further amended so as to permit the court to enter an order requiring the attendance of the plaintiff and the defendant at the trial, if both parties are within the jurisdiction of the court.

The law defining the rule of evidence concerning the admission of testimony of the husband or the wife should be so modified as to permit successful criminal prosecution to follow a trial in a divorce case in the event that, from the testimony submitted, the court or the prosecuting attorney is satisfied that one or the other of the parties has been guilty of a misdemeanor or felony.

The marriage relation is a solemn and sacred contract. As the family is the unit of society and the State, if the institution is destroyed or impaired, to that extent our highest standard of civilization suffers.

Fewer applicants for divorce decrees would appear in our courts if this body enacted a law making it a felony or misdemeanor for a parent to desert his child, or for a husband to voluntarily desert and abandon his wife, unless some reasonable ground exists therefor. The one hundred and fifty or more children committed to the State Reform School are there largely by reason of the domestic difficulties of their parents, who no longer continue the marriage relation or who have been separated by decree of divorce and one or the other remarried.

With these amendments and an additional one, requiring the court to enter a *decree nisi* at the time of the trial and a complete decree of divorce to follow at the expiration of a period of not less than six months from the date of trial so as to prevent absolutely either party from remarrying with a third person within such period after a decree of divorce is granted, I am of the opinion that fewer decrees of divorce will be granted in our State, and you will have performed an inestimable service in protecting the integrity of the marriage relation, and in reducing the number of children suffering from lack of parental care and attention, and in improving generally the welfare of society.

#### COURT STENOGRAPHERS.

The general demand in the superior courts of this State for the services of court reporters has in practice made them essential adjuncts of the trial courts. The court reporters should be given an official status, and provision made regulating their fees and salaries. Their compensation, however, should be derived from the counties they serve, collected in part from fees paid by the litigants. Under no circumstances, should this expense be borne by the State.

The rules of evidence should be so modified as to permit the steno-

grapher to testify as a witness from his stenographic report concerning the declarations of witnesses reported by him, subject to the right of the opposing party to rebut such evidence.

#### JUVENILE COURTS.

One of the grave social problems that presents itself in every large center of population concerns dealing with juvenile offenders against the law. Several of our sister States have adopted the plan of creating juvenile courts, a plan which has been commended highly by students of the subject. I am of the opinion that the creation of such courts in cities of the first class in the State, would be beneficial to the commonwealth, and would tend to elevate our future citizenship.

#### PROBATE LAWS.

The bar and people generally of the State will welcome a readjustment of our probate laws. The present system lacks harmony and simplicity. I recommend a revision of the entire procedure so that the law governing the administration of estates will reduce the expense of settlement of the estate, and lessen the time for the distribution of the property to the beneficiaries.

Superior Judges, sitting in probate cases, should have jurisdiction to settle and adjudicate all matters connected in any way with the estate.

#### RECOMMENDED LEGISLATION.

The enactment of a law preventing the acquisition and indefinite holding of large tracts of State timber lands to the exclusion and prejudice of small mill owners and consumers; the passage of an anti-pass bill in compliance with the provisions of our State Constitution; the enactment of legislation for the protection of the interests of our laboring classes along the lines urged by the State Federation of Labor; the repeal of the present road law; the enactment of such laws as may be necessary to secure the completion of irrigation projects in Eastern Washington by the United States Government; and the enactment of a law providing for a commission with power to determine, for the purposes of assessment and taxation, the value of all corporate property, both real and personal, to the end that the burden of the government may be borne without prejudice, fear or inequality, are provisions of the platform adopted by the Republican party of this State, in convention assembled in the City of Tacoma, on May 11, 1904, which nominated for office the persons now constituting the executive department of this State.

The verdict of the people rendered at the November polls indicated in no uncertain way that a majority of the people favor the enactment of these platform utterances into laws. Giving expression, therefore, to the will of the people, I recommend early consideration of each and all of these promises and pledges so that the accumulation and congestion of business upon the respective calendars of each branch of the Legislature will not militate against the passage of those measures

which constitute a part of the political faith of the dominant party of this State.

#### TAX COMMISSION.

Many demands will be made upon you during the session for the enactment of measures which will tend to materially increase the State appropriations for the ensuing two years. Those so interested in increased appropriation will not perhaps manifest the same zeal in promoting legislation by which the exchequer of the State may be replenished and increased appropriations met.

I would, therefore, suggest that, preliminary to the adoption of a final decision upon your part to appropriate money from the treasury for purposes other than the usual and necessary running expenses of the State government, you take up for consideration proposed legislation suggested by that plank of the Republican State platform favoring the creation of a State tax commission.

#### REVENUE AND TAXATION.

In your deliberations it would be well to bear in mind that equally important with the duty of appropriating public moneys is the task of providing the State revenue, though in the one you are apt to receive far more outside aid and counsel than in the other. I look forward hopefully to that day when it will no longer be necessary to levy direct taxes for the support of the State government, and I believe that, with the equal and just taxation of all property, contemplated by the constitution, that day is not far distant. We already receive a revenue from fees and licenses, which properly should be larger than it is. For instance, I am convinced that the present law is lame in the collection of annual license fees from corporations, and that incorporation fees paid to the office of the secretary of state might legitimately be increased. An intelligent tax commission, the creation of which I recommend to you in another portion of this message, has a broad field of labor in determining what tax shall be borne by those valuable but intangible forms of property, hitherto untaxed, in the class with franchises. In the meantime, I see no impropriety in this Legislature proceeding to levy a tax on the gross earnings of express companies, street car companies and sleeping car companies doing business in this State, to the end that those holdings contribute their proportion to the maintenance of the State government. Following out this plan, we should attain that position now occupied by some of the older States where direct taxes are paid only for the support of municipal and county governments. Such a system would abolish the unseemly scramble among the assessors of the different counties to lessen valuations of real and personal property so that each particular assessor's county may not pay more than its proportionate share of State taxation. At the same time, it would make for that equal and just taxation of all property, which is never burdensome.

## DELINQUENT REVENUES.

The neglect, which amounts to refusal, on the part of a number of incorporated cities and towns to pay to the State the portion of municipal liquor license fees exacted by the State law, works a serious depletion of the State's legitimate revenues. I learn from the office of the state treasurer that these delinquencies are estimated at from \$60,000 to \$100,000, although, under the present system, the only way to obtain the accurate figures is by checking up the books of the separate municipalities, a work which has not been provided for in any State appropriation. I recommend to you such legislation as you may deem proper to bring about the collection of these delinquencies, and to prevent further withholding of State funds by municipalities. This latter result might readily be achieved by requiring that all liquor licenses bear the signature and seal of the state treasurer, which signature and seal would be affixed only after the State had received its percentage of the license fee. Another means of attaining the same end would be to make it a misdemeanor on the part of municipal officers to fail to turn over promptly to the State Treasurer the State's proportion of the fee.

Investigation shows that the State is not deriving the revenue it should from the inheritance tax law, many county and judicial officers failing to inform the state treasurer when estates, on which the tax should be collected, come into court.

I recommend the amendment of the inheritance tax law to compel the proper officers to make reports to the state treasurer.

## STATE INSPECTION OF BANKS.

Statutory and constitutional provisions concerning criminal and civil liability of bank officials should be supplemented by legislation so that deposits in the different banks of the State will be safely guarded by the custodians, and paid on demand.

With the purpose in view of protecting bank deposits, a system of State inspection of State, foreign and private banks should be provided to the end that every depositor can rely upon the integrity and honesty of every banking institution subject to regulation by the State, holding itself out as a bank and inviting deposits.

The late Governor John R. Rogers mentioned the subject in his message to the Legislature of 1899, and in part said:

"The State is able to and certainly should throw around such institutions the safeguards now existing with relation to national banks. The business of banking is eminently a public one, depending for its success upon the use of deposits made by the public. The people who do business with the banker, and the general public, thus acquire a right to know the state of affairs prevailing in the institutions upon which business in the several communities is made largely to depend. Honest and prosperous bankers will welcome examinations at frequent intervals, which will give them opportunity to advertise their standing and increase their business, while dishonest and unsuccessful ones should be weeded out, to the great advantage of communities infested by them."

Governor John H. McGraw in his message of 1895, said:

"The Legislature should address itself resolutely to the enactment of such a law as will render the word 'bank' when inscribed on a public depository a positive synonym of security."

#### IRRIGATION CODE.

I would commend to your earnest and careful consideration the report, which will be presented to you, of the irrigation commission appointed by my predecessor, Governor McBride, to investigate the subject of irrigation and recommend such changes in our system of irrigation as might be deemed for the best interests of the State.

The remarkable progress in recent years in the science of irrigation and the almost miraculous results we have seen in this State following the application of water to hitherto barren and unproductive lands, bring us to a realization that in our vast arid and semi-arid lands of Eastern Washington we have an asset of immense potential value. Under wise and benign enactments by the Congress of the United States the general government now stands ready, under certain conditions, to reclaim for our people and for our prospective population portions of those lands, making them productive and providing homes and means of livelihood for thousands. But, as a condition precedent to applying the benefits of the National reclamation act in this State, the general government requires that our State laws on the subject of water ownership in non-humid regions be not incompatible with the theory of water ownership as set forth in the reclamation law. That theory is succinctly worded in the President's declaration that "in irrigation this right (the right of water) should attach to the land reclaimed and be inseparable therefrom."

To bring about harmony between our State laws and the Federal enactment, is the problem before you, if we are to receive any benefit from the general government. The irrigation commission, with the aid of various distinguished gentlemen learned in irrigation law, has prepared a code which will be submitted to you for your consideration. I urge upon you the necessity of devoting much of your time to the subject for, as the President has stated, in it you are "dealing with a new and momentous question, in the pregnant years while institutions are forming," and what you do will affect not only the present but future generations.

#### HARBOR IMPROVEMENTS.

Development and improvement of the harbors of the State is a subject which I commend to your attention as one well within the province of the legislative branch of the State government. Experience has demonstrated that those harbors, where the interchange of traffic between land and water conveyances is best facilitated, enjoy the largest measure of prosperity. While we seek Federal appropriations for harbor work, we cannot consistently discourage the State from acting in harmony with the general government in those labors. It is just that the

whole State should contribute thereto, since the benefits are to be shared by the inland producers and shippers quite as much as by the seacoast merchants and manufacturers.

I am of the opinion that a board or commission should be authorized, made up of representative citizens, to serve without remuneration except for necessary expenses, to suggest a plan to a succeeding Legislature for legislative action in the interests of harbor improvements.

#### ROAD LEGISLATION.

No duty of greater importance will engage the attention of this body than the consideration of road legislation. Improved highways constructed for permanent service increase the value of every acre of land near such road. We have demonstrated that the nearer land is to market, church and school, the greater its value and the more profitable is its product.

The platforms of the two great political parties call for the repeal of the present road law. However, I am not convinced that the people of this State desire to return to the old road supervisor system of constructing and improving county highways. All must recognize that we have entered upon an era of scientific road building and have reached a period when the services of practical road makers should be utilized in the construction and improvement of our county highways. We have relegated to the past the system which permitted road supervisors or county commissioners to experiment with the people's money in building a system of roads not in accordance with practical or scientific methods.

#### TOWNSHIP ORGANIZATION.

An act providing for township organization, approved March 23, 1895, conflicting in its provisions, lacking in the element of simplicity, of doubtful constitutional validity, has been a source of more or less controversy in the different counties of the State, but has not yet been adopted by the voters where it has been submitted to the people. It being the policy of the Legislature to strengthen the present system of administration of affairs by boards of county commissioners, I therefore, recommend that the interests of the State generally would be best subserved by the unconditional repeal of the township organization act.

#### FISHERIES.

You will be called upon during this session to consider and legislate upon the subject of the fisheries of this commonwealth. The output of the fishing industry in times past has added immeasurably to the productive wealth of this State. The industry involved in catching and preparing salmon as a commercial food product has furnished employment to a large number of our people, and is an industry of which we may well be proud. If any policy of the State will save this industry to the people, or will insure its perpetuation to future generations, or will materially increase the propagation of fish having the greatest commercial value, such action should be speedily taken as its postponement

will result in the permanent impairment of one of the greatest industries of the State. We can well afford to use every means within legislative power to promote the industry and to increase the supply of salmon inhabiting the waters of Puget Sound and the Columbia river.

The fishing interests of the State, however, are not alone interested in the preservation of this industry, but it is a matter of vital importance to the people of the entire State.

#### MINES AND MINING.

The mining interests of this State will in time become an important factor as a wealth producing, labor employing industry. The "wildcat mining" industry, however, should be exterminated, as it has retarded legitimate mining investments and detracted from our good name and fame as a mining State.

#### LUMBER AND SHINGLES.

The lumber and shingle industry is one of the most important interests in the State, giving support, as it does, to a very large percentage of our citizens, and consequently it is entitled to such protection and encouragement as may properly be within the province of legislation. It is a matter of common knowledge that the industry at present has not that prosperity which is considered normal.

I recommend that you consider carefully the proposed legislation that will be presented to you on the subject, to the end that you may enact laws that, while equitable and just, will tend to restore prosperous conditions to the industry.

#### TUBERCULOSIS.

Our State is entitled to special prominence when compared with any other State in the Union, as a country possessing a health giving climate. Its abundance of fresh water for domestic use, its bracing air, untainted by the poison of malaria, are great factors in lessening the progress of disease. It does not, however, possess the temperature and other conditions needed by those seeking relief from pulmonary troubles that may be found in southern climes. It is estimated by a writer in one of our current magazines that of the 75,000,000 living Americans, 8,000,000 must inevitably die from pulmonary tuberculosis. Necessarily we must share in the terrible levy made annually upon the lives of the people. Can we afford to be dilatory in aligning our State with the progressive States of the Union in declaring war upon this great white plague which is in fact the scourge of the world? I ask you, therefore, to strengthen the powers of our local and State boards of health, arming them with weapons to give battle to this arch enemy of mankind.

Let me fortify this recommendation with an extract from the fifth biennial report of our State board of health, which is as follows:

"Tuberculosis in this State, as in all other States, is the cause of more deaths than any one other disease. It is settled beyond doubt that it is a communicable



disease and one which, with reasonable precautions can be avoided, and, in a large measure, prevented. Notwithstanding these facts, little or no precaution towards prevention is taken by the people generally, though boards of health and physicians have for years been endeavoring to educate the public to the dangers and how to avoid them."

#### LEWIS & CLARK EXPOSITION.

In order that the State of Washington may be properly represented at the Lewis & Clark Exposition to be held in the City of Portland, Oregon, June 1, 1905, this Legislature ought to take up early in its session the question of what amount shall be appropriated for that purpose, how the sum shall be expended, and in what manner this State shall be represented at the exposition. In consideration of the enterprise exhibited by our sister State of Oregon and the City of Portland, its metropolis, and in view of the possible resulting benefit to our own State, I would recommend that this Legislature make a liberal appropriation and do so at once in order that the work contemplated by the appropriation may be entered upon, as but little time remains in which to make adequate preparation for an exhibit.

#### NATIONAL GUARD.

Official and unofficial statements by high officers of the United States army, reports of the joint maneuvers which occurred last summer at American Lake, and the testimony of well informed citizens have made it clear to me that in the National Guard of Washington, as at present constituted, we have an intelligent, effective and patriotic body of citizen soldiery of remarkable military efficiency. I believe that condition is due, in no small degree, to the fact that the military laws of the State are wise and just, and their administration in the hands of officers whose superior rank has been attained solely through efficiency rather than through political favor. I advocate the continuance of the system which has brought such gratifying results. The theory of the militia laws in this State differs from that in some States in this that the National Guard of Washington is organized not only as an arm for the State's defense, but primarily to fit the rank and file for immediate service as Federal volunteers at the call of the President, and this theory is one to which I am glad to give my endorsement. To maintain our National Guard at its present high standard I urge upon you the necessity of appropriating public funds with a liberality commensurate with the State revenues.

#### STATE INSTITUTIONS.

I trust that many of you have already visited many of the State institutions, and that you will during this session, under the command of the branch of the Legislature of which you are a member, fairly inspect and investigate the management of the various educational, penal and charitable institutions. I know that if you do you will feel a pride in the spirit which prompted your predecessors when they enacted the law providing for the establishment of our educational and charitable institutions, as well as the Soldier's Home at Orting.

I urge upon you the necessity of making a liberal appropriation for the maintenance of this institution, believing that you will provide a generous amount to supplement the aid received from the general government for the maintenance of this Home.

I also urge your favorable consideration of the recommendations made by those having the active management of the institution in hand, so that the remaining years of the lives of the survivors of the Union army and navy, who have accepted privilege of the institution, may be filled with peace, quiet and comfort.

#### THE LEGISLATIVE LOBBY.

Unfortunately for the cause of good government, legislative sessions are generally attended by a class of political cormorants, who endeavor to usurp the powers of accredited members. By the exercise of skillful legerdemain and a finesse known to the experienced lobbyist, they frequently succeed in defeating the enactment of wise and beneficial laws. They at times challenge the ability and power of the people's representatives to act as a self governing parliamentary body, and too often wield greater power than the body itself.

You are the sole custodians of your prerogatives, solely responsible to the people for the record you make. These enemies of civic righteousness and good government, bearing no commission from the people, no letters of marque to engage in political privateering, acting under no oath of office, worshipping only the god Mammon, cherishing no high ideals, will haunt the corridors of this capitol building from now until adjournment. They dare not fight in the open for they realize that, like the fatal basilisk, "whose breath was poison and whose look was death," their active, open espousal of any cause would damn it.

Allow me to quote the denunciation of this class of legislative lobbyists by Governor Cummings in his message to the Iowa Legislature of 1902:

"The professional lobbyist has, I regret to say, become one of the features of legislative assemblies. Do not understand me to suggest that the halls of legislation should be inaccessible to either the individual or the corporation. The lobbyist, however, who is for anything or against anything for hire, whose mission is to promote one measure or defeat another, who haunts the chambers of legislation and taints its atmosphere with his corrupt designs, who sends for members for interviews in the cloakroom, who carries a tally sheet and watches the roll call, who shadows the members at their homes and hotels, injecting at all hours and all places his poison into the public service, is a criminal whose approach is an insult, and to whom the doors of the Capitol should never swing inward."

In conclusion, I trust that your deliberations will be characterized by that spirit of fairness and justice that is an attribute of statesmanship, and that the business of the State in your hands will be transacted with harmony and expedition.

On motion of Senator Hammer the joint session was dissolved at 3:30.

## HOUSE SESSION.

Senate bill No. 25, providing for an appropriation of \$80,000 for legislative expenses, was read the first time.

On motion of Mr. Benn, the rules were suspended, the bill was read the second time by title. The rules were further suspended and the bill was read the third time and placed on final passage and passed by the following vote: Ayes 86, nays 0, absent or not voting 8.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Clandall, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobbridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, and Mr. Speaker—86.

Absent or not voting were: Messrs. Ayer, Bartlett, Booth, Clarke, D. J. Davis, Maloney, McNicol, and Weir—8.

There being no objection the title of the bill was ordered to stand as the title of the act.

The speaker administered the oath to the following employes: Harry Van Horn, W. G. McLaren, S. F. Sherwood, Earl McClung, Harry Kemp, A. M. McKay, and Frank N. Harris.

The House adjourned at 3:40 o'clock p. m. until 11 a. m. tomorrow.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

**FOURTH DAY.****MORNING SESSION.**

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Thursday, January 12, 1905.  
11 o'clock a. m. }

Speaker Megler called the House to order at 11 a. m.

Roll call showed all members present except Dr. Doolittle and Mr. Weir, who were excused.

Dr. A. G. Sawin of Olympia offered prayer.

The minutes of the previous session were read and approved.

The following telegram was received from the mayor of the city of Seattle:

*To the Honorable J. G. Megler, Speaker of the House of Representatives,  
Olympia:*

The city of Seattle cordially invites you and the members of the House of Representatives to visit Seattle and the steamship Minnesota, Saturday next, as our guests.

R. A. BALLINGER, Mayor.

On motion of Dr. Hare the House accepted the invitation and the speaker appointed Messrs. Dawes, Houston and Renick a committee to convey the message of acceptance to Mayor Ballinger.

The speaker called Mr. Gleason to the chair.

**MESSAGE FROM THE SENATE.**

SENATE CHAMBER,  
OLYMPIA, Wash., January 11, 1905.

**MR. SPEAKER:**

The Senate has passed Senate concurrent resolution No. 7 for the appointment of a joint committee to attend the funeral of the late Thomas J. Humes, and the same is herewith submitted.

J. W. LYSONS, Secretary of the Senate.

## MEMORIALS.

House memorial No. 1, by Mr. Davis, to the House of Representatives of the United States, relative to the forest reserves, was read and referred to the Committee on Memorials.

House memorial No. 2, by Mr. Kellogg, to the United States Congress, relative to opening the south half of the Colville Indian reservation, was read and referred to the Committee on Memorials.

House memorial No. 3, by Mr. Kellogg, to the Congress of the United States, relative to the improvement of the Columbia river, was read and referred to the Committee on Memorials.

House memorial No. 4, by Mr. Kellogg, addressed to the Congress of the United States, relative to the further improvement of the Pend d'Oreille river, was read and referred to the Committee on Memorials.

House memorial No. 5, by Mr. Kellogg, addressed to the Congress of the United States, relative to the improvement of certain lands along the Columbia river, was read and referred to the Committee on Memorials.

## REPORT OF COMMITTEE.

The Committee on Rules submitted various revisions of the rules of 1903. The report was adopted and referred to the Committee on Printing.

On motion of Mr. J. B. Lindsley the Committee on Rules was instructed to print the rules of the House and the joint rules of the Senate and House.

## CONCURRENT RESOLUTION.

House concurrent resolution No. 2, by Mr. J. B. Lindsley, relative to printing 5,000 copies of the final message of Governor McBride and the inaugural address and message of Governor Albert E. Mead, was read and under suspension of the rules was adopted.

House concurrent resolution No. 3, by Mr. Vogtlin, relative to the death of G. B. Gunderson, was read and made a special order for 2 o'clock January 17,

Senate concurrent resolution No. 6, relative to the unveiling of

the monument to the late Governor John R. Rogers, was read and on motion of Mr. Hare the House concurred.

Senate concurrent resolution No. 7, relative to the late Thomas J. Humes, was read and on motion of Mr. Twichell was concurred in by the House.

### REPORT OF SPECIAL COMMITTEE.

The special committee appointed to secure the services of resident ministers of the gospel reported that the Olympia ministerial association had agreed to provide some member to open each session with invocation.

### INTRODUCTION OF BILLS.

House bill No. 15, by Mr. Dickson: An act making appropriations for the maintenance and increased equipment of the State normal school at Ellensburg, and to build a building for the training department and equipping and furnishing the same.

Referred to the Committee on Appropriations.

House bill No. 16, by Mr. Vilas: An act relating to banking, and regulating foreign banks and foreign bankers doing business within this State and providing a penalty.

Referred to the Committee on Banks and Banking.

House bill No. 17, by Mr. Vilas: An act defining certain misdemeanors and providing the punishment, making it unlawful for any husband, without sufficient cause, to abandon his wife or infant child or children; making it unlawful for any wife, without sufficient cause, to abandon, desert or fail to support her infant child or children; making it unlawful for any wife, without sufficient cause, to abandon her husband; making it unlawful for any person having the care and custody of any infant child or children, to permit said child or children to frequent any saloon, bawdy house, beer garden, public dance hall, or any place where intoxicating liquors are sold and drank as a beverage, or to suffer or permit said child or children to loiter or loaf upon the public streets of any city after 9:00 o'clock p. m. on any day in the year; and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 18, by Mr. J. B. Lindsley: An act authorizing the incorporation of fire department relief associations in cities and towns in this State; to provide a fireman's pension fund for the pensioning of disabled firemen, and the widows and minor children of deceased firemen; to create a board of trustees of such fund; to appropriate monies for the maintenance thereof out of the sums now required to be paid into the State treasury by fire insurance companies under section 5651 of Pierce's Code; requiring fire insurance companies to make further detailed reports as a basis for such appropriation; for other purposes connected with fire department relief associations, and declaring an emergency.

Referred to the Committee on Insurance.

House bill No. 19, by Mr. J. B. Lindsley: An act authorizing the assessment of lands held or owned by any county in the State, within the limits of incorporated cities or towns in such county, for local improvements, and providing for the payment of such assessments.

Referred to the Committee on Revenue and Taxation.

House bill No. 20, by Mr. J. B. Lindsley: An act to amend section one (1), two (2) and seven (7) of an act entitled "An act to provide for the committing of juvenile offenders to the State reform school at Chehalis," approved March 7, 1891, the same being sections 8524, 8525 and 8530 of Pierce's Washington Code.

Referred to the Committee on Judiciary.

House bill No. 21, by Mr. Kellogg: An act creating the office of State oil inspector, providing for his compensation, and providing for the inspection of petroleum and its products, used for illuminating purposes, and providing a penalty for the violation thereof.

Referred to the Committee on Mines and Mining.

House bill No. 22, by Mr. N. E. Linsley: An act for the regulation of insurance companies, to take effect immediately upon its passage, and which nullifies all previous laws now on the statute books of the State of Washington. There shall be an insurance commissioner appointed under the supervision of the secretary of state to see that the insurance laws are complied with.

Referred to the Committee on Insurance.

House bill No. 23, by Mr. Bassett: An act to establish a railroad and transportation commission for the State of Washington,

whereby discrimination and extortion in railroad charges may be prevented, and reasonable freight and passenger services and tariffs may be established; to prescribe and authorize the making of rules and regulations to govern the commission and the railroads; and afford railroad companies and other parties adequate remedies; to prescribe penalties for the violation of this act, and to provide means and rules for its enforcement.

Referred to the Committee on Railroads.

House bill No. 24, by Mr. Scott: An act creating the office of "official stenographer" for superior courts of the State of Washington, and defining the duties of such stenographer and his compensation.

Referred to the Committee on Judiciary.

House bill No. 25, by Mr. McCoy: An act providing for the survey, establishment and repairs of State highways, creating a highway commission and making an appropriation therefor and making an appropriation for construction of the Cowlitz Pass State wagon road.

Referred to the Committee on Roads and Bridges.

House bill No. 26, by Mr. Long: An act for the relief of Garfield county.

Referred to the Committee on Claims and Auditing.

House bill No. 27, by Mr. Miller: An act declaring the waters, waterways, streams, and water courses of the State to be highways, defining the use thereof, providing for the improvement thereof and forbidding obstructions therein.

Referred to the Committee on Water and Water Rights other than Irrigation.

House bill No. 28, by Mr. Reiter and Mr. Van Slyke: An act to provide for the payment by the State or counties or cities of the premium or charge on official bonds when given by surety companies.

Referred to the Committee on Judiciary.

House bill No. 29, by Mr. McCoy: An act to amend an act entitled "An act to amend section 1 of an act entitled 'An act to amend section 12 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the State granted, tide, oyster and other lands, harbor areas, and for the conformation and completion of the sev-



eral grants to the State by the United States; creating a board of appraisers and a board of harbor line commissioners as required by articles XV and XVI of the State constitution, which shall be generally known as the board of state land commissioners, defining their duties, and making appropriation therefor, and declaring an emergency, approved March 16, 1897, approved March 14th, 1899, and approved March 18th, 1901, and declaring an emergency."

Referred to the Committee on State, School and Granted Lands.

House bill No. 30, by Mr. Long: An act in relation to estrays, prescribing penalties for the violation thereof.

Referred to the Committee on Judiciary.

House bill No. 31, by Mr. McCoy: An act to amend section 1 of an act entitled "An act to amend section 11 of an act entitled 'An act to provide for the selection, survey, management, reclamation, lease and disposition of the State's granted, school, tide, oyster and other lands, harbor areas, and for the conformation and completion of the several grants to the State by the United States; creating a board of appraisors and a board of harbor line commissioners as required by articles XV and XVI of the State constitution, which shall be generally known as the board of state land commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency, approved March 16th, 1897,'" approved March 12th, 1903, and declaring an emergency.

Referred to the Committee on State, School and Granted Lands.

House bill No. 32, by Mr. Sheets: An act to provide for the construction of a part of the State wagon road known as the "North Yakima and Natchez State road," making an appropriation therefor, and declaring an emergency.

Referred to the Committee on Roads and Bridges.

House bill No. 33, by Mr. Reid: An act providing a method for the assessment and collection of an excise tax from bonding companies doing business in the State of Washington.

Referred to the Committee on Revenue and Taxation.

House bill No. 34, by Mr. Reid: An act providing a method for the assessment and collection of an excise tax from sleeping car companies doing business in the State of Washington.

Referred to the Committee on Revenue and Taxation.

House bill No. 35, by Mr. Reid: An act providing a method for

the assessment and collection of an excise tax from express companies doing business in this State.

Referred to the Committee on Revenue and Taxation.

House bill No. 36, by Mr. Reid: An act creating a state board of tax commissioners, defining its powers and duties.

Referred to the Committee on Revenue and Taxation.

On motion of Mr. Roth the motion fixing the consideration of the veto messages of the Governor for 2 p. m. today was reconsidered and the special order was made for January 19 at 11 a. m.

On motion of Mr. Dawes the Printing Committee was ordered to prepare the stationery for members on lithographed letter heads.

The House took a recess until 2 p. m.

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#### AFTERNOON SESSION.

The House was called to order at 2 p. m. by the speaker.

Roll call showed all members present except Messrs. Doolittle and Weir who were excused.

#### COMMITTEES.

The speaker announced the following members of a committee to prepare for unveiling of the statue to the late Governor John R. Rogers: Messrs. McNicol, Reiter and Ayer.

The speaker announced the following members as a committee to attend the funeral of the late Thomas J. Humes: Messrs. Booth, Crandall and Scott.

On motion of Dr. Fulton a committee of three was appointed to devise some method of improving the acoustic properties of the House chamber. The speaker appointed Messrs. Blaker, Brown and Hamilton.

On motion of Mr. Lee A. Johnson the arrangements for accepting the invitation to visit Seattle Saturday, January 14, were left to the committee previously appointed.

House bill No. 4 was ordered printed.

The speaker administered the oath to the following employes:  
James Hoyer, E. R. Ennis, and Marion A. Keyes.

The House adjourned until 10 a. m. tomorrow.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## FIFTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Friday, January 13, 1905. }

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Ayer, Booth, Bradley, Crane, Levin, Scott, Theurer, and Weir. Messrs. Booth, Crane, Levin, and Scott were excused.

Mr. Lee A. Johnson offered prayer.

The minutes of the previous session were read and approved.

### REPORT OF STANDING COMMITTEES.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 13, 1905.

MR. SPEAKER:

Your Committee on Printing, conforming to instructions given by the House, respectfully reports as follows: We have asked for and received competitive bids for the House legislative printing, and, after due consideration, have awarded contracts for the same to the lowest and best bidders therefor, as follows, to-wit:

#### TO THE CAPITAL PRINTING COMPANY:

To furnish for each member of the House 1000 lithographed letter heads, 20-lb. bond linen, with name and address of individual member thereon; 500 No. 6¾ No. 2 rag envelopes and 250 No. 10 No. 2 rag envelopes, with name and address of individual member thereon, for the sum of \$7.00 for each lot.

#### TO THE CAPITAL PRINTING COMPANY:

For composition, bill work, 45 cents per thousand ems.

For composition, pamphlet work, 67½ cents per thousand ems.

For press work, first 100 impressions, 75 cents.

For press work, each additional 100 impressions, 20 cents.

The copy for House rules for 1905 is in the hands of the printer, awaiting the adoption of joint rules for the Senate and House.

Respectfully submitted.

FRANK A. TWICHELL, Chairman.

We concur in this report: W. H. Hughes, H. C. Fulton, E. B. Benn, Geo. H. Miller, Lee Van Slyke, F. Albert Bartlett, E. D. Reiter, J. A. Theurer, J. L. Harper.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., January 12, 1905.

MR. SPEAKER:

The president has signed Senate bill No. 25, entitled "An act making an appropriation for the ninth Legislature of the State of Washington," and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker in open session signed Senate bill No. 25.

## RESOLUTIONS.

By Mr. Rudio:

*Resolved*, That those employes of the House who performed services at and under the direction of the chief clerk and sargeant-at-arms on the opening day of the session, be allowed their regular per diem for the services so rendered on said opening day.

The resolution was adopted.

By Mr. Dickson:

*Resolved*, That the chief clerk be instructed to have 2500 copies of House bill No. 38, known as the "Irrigation bill," printed.

The resolution was adopted.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed and referred to the committees indicated.

House bill No. 37, by Mr. Twichell: An act to regulate the practice of veterinary medicine, surgery and dentistry in the State of Washington, and to provide penalties for a violation thereof.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

House bill No. 38, by Mr. Lee A. Johnson: An act relating to the waters of the State and riparian and other rights thereto and the use thereof, providing for the development of irrigation, and other beneficial uses of water, providing for co-operation with the United States government in relation to irrigation, granting to the United States government certain rights in State lands, in the waters of the State, and in the beds and shores of navigable waters, imposing certain conditions upon the sale of State lands, granting the right of eminent domain for the storage and conveyance of waters, making certain violations of the provisions of this act misdemeanors and providing penalties therefor, making appropriations for the purposes of the act, and repealing certain previous acts.

Referred to the Committee on Irrigation.

House bill No. 39, by Mr. Dobson: An act requiring corporations, companies, associations, firms and persons engaged in mining or manufacturing, in this State, to pay their employes semi-monthly, in lawful money of the United States, and providing penalties for violation.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 40, by Mr. Benn: An act limiting the amount of compensation of attorneys, and regulating contracts in relation to contingent fees, in actions for the recovery of unliquidated damages, providing for the taxation of costs therein, and providing a penalty for its violation.

Referred to the Miscellaneous Committee.

House bill No. 41, by Mr. J. B. Lindsley: An act to provide for the payment of assessments for local improvements against lots or tracts against which general tax certificates of delinquency are sought to be foreclosed.

Referred to the Committee on Municipal Corporations of the First Class.

House bill No. 42, by Mr. Blaker: An act to amend section one (1) of chapter one hundred and four (104), of the laws of 1905 of the Code of Public Instruction, relating to changing the boundaries of school districts.

Referred to the Committee on Education.

House bill No. 43, by Mr. Ulsh: An act providing for the laying out and construction of a State wagon road, making an appro-

priation therefor, creating a commission to lay out and construct the same, defining its powers and duties, fixing the compensation of its members and declaring an emergency.

Referred to the Committee on Roads and Bridges.

House bill No. 44, by Mr. Reiter (by request): An act providing for the incorporation and regulation of live stock insurance companies and associations.

Referred to the Committee on Insurance.

House bill No. 45, by Mr. Frostad: An act to apportion the State of Washington into three congressional districts.

Referred to the Committee on Congressional Apportionment.

House bill No. 46, by Mr. Henderson: An act prescribing the penalty for the theft of, or stealing, a bicycle.

Referred to the Committee on Judiciary.

House bill No. 47, by Mr. Kenoyer: An act for the relief of Joseph Canutt.

Referred to the Committee on Claims and Auditing.

House bill No. 48, by Mr. J. B. Lindsley: An act amending section 5173 of Ballinger's Annotated Codes and Statutes of Washington, the same being section 1110 of Pierce's Washington Code, relating to costs in civil actions.

Referred to the Committee on Judiciary.

House bill No. 49, by Mr. Twichell: An act to amend section 5 of an act entitled "An act to provide for the enrollment of the militia, for the regulation, maintenance and discipline of the national guard of the State of Washington and for the public defense, and to amend sections 1932, 1933, 1934, 1939, 1955, 1964, 1975, 1991, 2000, 2010 and 2068, and to repeal section 1957 of Ballinger's Annotated Codes and Statutes of the State of Washington, and to amend sections 6, 7, 8 and 11 of an act entitled 'An act to amend sections 1926, 1929, 1930, 1950, 1953, 1954, 1963, 1981, 1990, 1992, 1993, 2025, 2028, 2046 and 2061 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to the Military Code of the State of Washington, providing for courts of inquiry, and declaring an emergency,' approved March 16, 1901, and declaring an emergency," approved March 16, 1903.

Referred to the Committee on Military Affairs and Soldiers' Home.

House bill No. 50, by Mr. J. B. Lindsley: An act relating to

the selling, leasing or making contracts concerning its real estate, or granting or renewing franchises or special privileges by incorporated cities or towns, and providing for submitting such question or measure to the voters of such cities or towns.

Referred to the Committee on Municipal Corporations of the First Class.

### STANDING COMMITTEES.

The speaker announced the following standing committees :

1. *Agriculture*.—Mr. Frostad of Island, chairman; Messrs Ulsh, Rudene, Stilson, Bowers, Fancher, Long, Bradley, Fulton, Weber, Weatherford, Ericksen and Ayer.

2. *Agricultural College and School of Science*.—Mr. McGregor of Whitman, chairman; Messrs. Long, N. E. Linsley, Melcher, Harper, Hoch and Weatherford.

3. *Appropriations*.—Mr. McCoy of Lewis, chairman; Messrs. Hare, Blaker, Dawes, Sheets, Booth, Crane, McGregor, Minard, Stevenson, Houston, Dickson, Fancher, Keyes, Rudlo, Shultz and Moldstad.

4. *Banks and Banking*.—Mr. Bassett of Adams, chairman; Messrs. J. B. Lindsley, Henderson, Dawes, Byerly, Levin, Stilson, Dickson, Dyke, Miller, Stevenson, Falconer, Sheets, Maloney and Morrill.

5. *Claims and Auditing*.—Mr. Eidemiller of Pierce, chairman; Messrs. Smith, Bishop, Brown, Booth, Harper and Ratcliffe.

6. *Commerce and Manufactures*.—Mr. Morgan of Snohomish, chairman; Messrs. Bartlett, Weber, Booth, D. J. Davis, Rudene, Dyke, Hoch, Melcher, Weir and McVay.

7. *Congressional Apportionment*.—Mr. Blaker of Clarke, chairman; Messrs. Reid, Todd, Rudlo, McGregor, Hare, Lambert, Scott, Williams, Theurer, Kellogg and Bowers.

8. *Constitutional Revision*.—Mr. Dawes of King, chairman; Messrs. Bowers, Crandall, Kenoyer, Henderson, Todd, Theurer, Ulsh, Benn, Gleason and Falconer.

9. *Compensation and Fees for State and County Officers*.—Mr. Weir of King, chairman; Messrs. Dyke, Huxtable, Stilson, Geo. L. Davis, Vogtlin, Van Slyke, Ayer and Dobson.

10. *Corporations Other than Municipal*.—Mr. Scott of Spokane, chairman; Messrs. Kellogg, Hare, Van Slyke, Vilas, Stevenson, Reiter, Renick, Coate, Vogtlin and Weber.

11. *Counties and County Boundaries*.—Mr. Bishop of Jefferson, chairman; Messrs. Lee A. Johnson, Ericksen, Coate, Geo. L. Davis, Hughes, Melcher, Stilson, Chas. Johnson, Shultz, Ratcliffe and Maloney.

12. *Dairy and Live Stock*.—Mr. Rudene of Skagit, chairman; Messrs. Long, McGregor, Bishop, Coate, Bowers, Ulsh, Weatherford, Rudlo, Kenoyer, Clarke, Brown and Falconer.

13. *Dykes, Drains and Drainage*.—Mr. Miller of Lewis, chairman; Messrs. Moldstad, Rudene, Long, Benn, Blackmore and McVay.

14. *Education*.—Mr. Minard of Chehalis, chairman; Messrs. Lee A. Johnson, Allen, Smith, Todd, Ulsh, Blackmore, Fancher, Melcher, Bassett, Dawes, Bartlett, Olsen, Van Slyke and Harper.

15. *Engrossed Bills*.—Mr. Van Slyke of Pierce, chairman; Messrs. Blackmore, Frostad, Allen, Reiter, Renick and Vilas.

16. *Enrolled Bills*.—Mr. Fenton of Thurston, chairman; Messrs. Hughes, Fancher, Morgan, Poyns, Shultz and Twichell.

17. *Federal Relations and Immigration*.—Mr. Moldstad of Skagit, chairman; Messrs. Minard, Weir, Morrill, Sheets, Scott and Smith.

18. *Fisheries*.—Mr. Roth of Whatcom, chairman; Messrs. Williams, Geo. L. Davis, Blackmore, Morgan, Stevenson, Van Slyke, Bartlett, Bradley, D. J. Davis, Shultz, Dyke, Vogtlin, Ericksen, Griffin, Twichell and Strobridge.

19. *Game and Game Fish*.—Mr. Chas. Johnson of Chelan, chairman; Messrs. Brown, Morgan, Dickson, N. E. Linsley, Frostad, Dobson, Clarke, McNicol, Olsen, Poyns, Shultz, Fulton, Long and Sheets.

20. *Horticulture and Forestry*.—Mr. Sheets of Pierce, chairman; Messrs. Byerly, Henderson, Hoch, Bolinger, Stilson, McVay, Kenoyer and Maloney.

21. *Harbors and Waterways*.—Mr. Dobson of King, chairman; Messrs. Bradley, Hamilton, Bishop, McVay, Irving, Morrill, Moldstad and Weir.

22. *Hospital for the Insane*.—Mr. Fancher of Spokane, chairman; Messrs. D. J. Davis, Fulton, Levin, Henderson, Hughes and Frostad.

23. *House Arrangements*.—The Committee on Rules will act.

24. *Insurance*.—Mr. Poyns of Pierce, chairman; Messrs. Renick, Fulton, Dickson, Morrill, Allen, Strobridge, Frostad, Hoch, Keyes, Lyons and Vilas.

25. *Judiciary*.—Mr. Gleason of King, chairman; Messrs. Reid, J. B. Lindsley, Scott, Booth, Crandall, Dawes, Kellogg, Reiter, Todd, Roth, Strobridge and Lambert.

26. *Labor and Labor Statistics*.—Mr. McNicol of Pierce, chairman; Messrs. Miller, Minard, Dobson, Byerly, D. J. Davis, Crandall, Huxtable, Bishop, Olsen, Houston, Kenoyer, McVay, Vogtlin and McCoy.

27. *Medicine, Surgery, Dentistry and Hygiene*.—Dr. Hare of Yakima, chairman. Messrs. Doolittle, Roberts, Booth, Keyes, Irving, Ayer and Strobridge.

28. *Memorials*.—Mr. Crane of Spokane, chairman; Messrs. Reid, Clarke, Hamilton, Doolittle, Gleason, Houston and Maloney.

29. *Mileage and Contingent Expense*.—Mr. Houston of King, chairman; Messrs. Huxtable, Rudlo, Clarke, Crane, Fenton and Irving.

30. *Military Affairs and Soldiers' Home*.—Mr. N. E. Linsley of Spokane, chairman; Messrs. Byerly, Lyons, Chas. Johnson, Hughes, Roberts, Renick, Lee A. Johnson, Griffin, Henderson, Hamilton and Blaker.



31. *Mines and Mining*.—Mr. Roberts of Pierce, chairman; Messrs. Charles Johnson, Lambert, Bowers, Dobson, Reiter, J. B. Lindsley, Brown, Kellogg, Theurer, N. E. Linsley, Crandall and Harper.

32. *Miscellaneous*.—Dr. Doolittle of Spokane, chairman; Messrs. Eidemiller, Fenton, Gleason, Hoch, Houston, Irving, Keyes, Levin, Maloney and Morrill.

33. *Municipal Corporations of the First Class*.—Mr. J. B. Lindsley of Spokane, chairman; Messrs. Twichell, Poyns, Levin, Lyons, Todd, Roth, Griffin, Huxtable, Doolittle and Eidemiller.

34. *Municipal Corporations Other than First Class*.—Mr. D. J. Davis of Kitsap, chairman; Messrs. Strobridge, Bradley, Olsen, Long, Benn, Bassett, Hare, Bartlett, Blaker and Ayer.

35. *Printing and Supplies*.—Mr. Twichell of King, chairman; Messrs. Hughes, Benn, Miller, Van Slyke, Doolittle, Reiter, Bartlett, Theurer, Harper and Fulton.

36. *Privileges and Elections*.—Mr. Strobridge of Snohomish, chairman; Messrs. McNicol, Todd, Reid, Hamilton, Hoch and J. B. Lindsley.

37. *Public Morals*.—Mr. Kenoyer of Whitman, chairman; Messrs. McNicol, Byerly, Fulton, Weber, Bassett, Griffin, Frostad, Strobridge, Levin, Huxtable, Hamilton and Williams.

38. *Revenue and Taxation*.—Mr. Reid of Pierce, chairman; Messrs. Roth, Falconer, Bartlett, Crane, Coate, Kenoyer, Lambert, Geo. L. Davis, Dyke, Frostad, Kellogg, Dickson, Harper, Weatherford, Fenton and Fulton.

39. *Railroads*.—Mr. Dickson of Kittitas, chairman; Messrs. Blaker, Minard, Allen, Booth, Hare, McNicol, Reiter, Falconer, Lambert, Crane, Miller, Smith, Moldstad, Stevenson, Huxtable and Dobson.

40. *Roads and Bridges*.—Mr. Clarke of King, chairman; Messrs. Uish, Weber, Coate, Dyke, Blaker, Melcher, Griffin, Olsen, Stevenson, Strobridge, Chas. Johnson, Bolinger, Harper, Sheets, Vilas and Williams.

41. *Rules and Order*.—Mr. Speaker, chairman; Messrs. Gleason, Hare, Reid, J. B. Lindsley, Roth and McGregor.

42. *State, Capital and Public Grounds*.—Mr. Lyons of King, chairman; Messrs. N. E. Linsley, McCoy, Benn and Bradley.

43. *State Library*.—Mr. Booth of King, chairman; Messrs. Twichell, Weir, Gleason and Fenton.

44. *State Normal Schools*.—Mr. Keyes of Whatcom, chairman; Messrs. Olsen, Ratcliffe, Roberts and Kellogg.

45. *State, School and Granted Lands*.—Mr. Geo. L. Davis of Chehalis, chairman; Messrs. Doolittle, Crandall, Falconer, Miller, Smith, Eidemiller, Theurer, Roth, Bartlett, Byerly, Bolinger, Irving, Kellogg, Dyke, McCoy and Crane.

46. *State Penitentiary*.—Mr. Rudlo of Walla Walla, chairman; Messrs. Doolittle, Long, Bolinger, D. J. Davis, Van Slyke, Lyons, Vilas and Weatherford.

47. *State School for Defective Youth and Reform School*.—Mr. Blackmore of Clarke, chairman; Messrs. Roberts, Poyns, Fancher, Ratcliffe, McCoy and Benn.

48. *State University*.—Mr. Todd of King, chairman; Messrs. Kellogg, Ratcliffe, Ericksen, Theurer and Renick.

49. *Tide Lands*.—Mr. Renick of King, chairman; Messrs. Rudne, Strobridge, Eidemiller, Theurer, Morgan, Dyke, Booth, Vogtlin, Williams and Ayer.

50. *Irrigation and Arid Lands*.—Mr. Lee A. Johnson of Yakima, chairman; Messrs. Dickson, Chas. Johnson, Allen, Scott, Olsen, Bassett, Bolinger, Coate, Henderson, Stilson and Ayer.

51. *Water and Water Rights Other than Irrigation*.—Mr. Crandall of Pierce, chairman; Messrs. Vilas, Fancher, Van Slyke, Stevenson, Morgan, Bartlett, Ericksen and Coate.

At 10:45 a. m. the House adjourned until Monday at 2 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## EIGHTH DAY.

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### AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Monday, January 16, 1905. }  
2 o'clock p. m.

The House met at 2 p. m. and was called to order by the speaker. Roll call showed all members present except Messrs. Crandall, Morrill, Strobridge, Morgan, Moldstad, Fenton, D. J. Davis, and Doolittle.

Messrs. Strobridge, Moldstad, Morgan, Fenton, D. J. Davis and Doolittle were excused.

Rev. J. W. Satterthwaite offered prayer.

The minutes of the fifth day were read and approved.

## RESOLUTIONS.

By the East Columbia Conference of the Methodist Episcopal Church, South, dated Spokane, September 3, 1904, relative to the closing of the Lewis and Clark Exposition on Sundays, was read and referred to the Committee on Appropriations.

By Mr. Lee A. Johnson:

WHEREAS, The honorable mayor of Seattle, the chamber of commerce concurring, kindly invited this body to his city to visit the battleship Nebraska and the steamship Minnesota; and

WHEREAS, The invitation was accepted and participated in by the Legislature as a body; therefore, be it

*Resolved*, That we, the members of the House of Representatives, hereby express our appreciations of the privilege granted us, and extend our thanks to the committee, and through them to Mayor Ballinger, Moran Bros. Company, the Great Northern Steamship Co., the Northern Pacific Railway Co., and all who assisted in the delight of our trip. In token of which we cause these resolutions to be spread upon our records and a copy sent to the honorable mayor of Seattle.

The resolution was adopted.

By Mr. Twichell:

*Be it resolved by the House of Representatives*, That the speaker be authorized and requested to select and appoint two general clerks, who shall be proficient stenographers and typewriters, to assist the House members in the preparation and dispatch of business. Such clerks to report for duty at the House chambers at 9:00 o'clock each morning and to remain on duty during all sessions and at such other times as their services may be required by House members or committees. That the compensation of said clerks be fixed at the sum of \$4.50 per diem.

The resolution was adopted.

By Mr. Ratcliffe:

Endorsing the effort of President Roosevelt in the matter of increasing the powers of the interstate commerce commission.

The resolution was referred to the Committee on Memorials.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated:

House bill No. 51, by Mr. Irving: An act providing for the amendment of section 16 of article 1 of the constitution of the State of Washington relative to the condemnation of private prop-

Referred to the Committee on Constitutional Revision.

Referred to the Miscellaneous Committee.

Referred to the Committee on Municipal Corporations other than First Class.

Referred to the Committee on Commerce and Manufacturing.

Referred to the Committee on Game and Game Fish.

Referred to the Committee on Game and Game Fish.

**House bill No. 57, by Mr. Roth: An act making a deficiency**

appropriation for the state oyster board of the State of Washington.

Referred to the Committee on Claims and Auditing.

H. R. Griffith and Walter J. Milroy, clerks, were sworn in by the speaker.

Walter Milroy was substituted on the pay roll for G. A. Gandy, who did not qualify.

Paul Holbrook was named by Mr. Gleason, chairman of the Committee on Judiciary, as clerk of that committee.

### REPORT OF COMMITTEES.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 16, 1905.

MR. SPEAKER:

Your special committee appointed for the purpose of attending the funeral of the Hon. T. J. Humes, reports that in conjunction with the Senate committee it proceeded to Seattle and presented itself to the mayor of the city of Seattle, as representing the State of Washington, at said funeral, and attended the impressive ceremonies which took place Friday afternoon. Your committee further reports that on behalf of the State of Washington it presented a floral tribute to the memory of the deceased.

Respectfully submitted.

ROBT. F. BOOTH, Chairman.

I concur in this report: W. D. Scott.

The committee appointed to attend the funeral of the late Mr. Humes submitted an expense account of \$49.20 which was referred to the Committee on Mileage and Contingent Expenses.

The House adjourned at 2:35 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

## NINTH DAY.

### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Tuesday, January 17, 1905. }  
10 o'clock a. m.

The speaker called the House to order at 10 o'clock a. m.  
Roll call showed all members present except Messrs. Levin and Hamilton.

Mr. Hamilton was excused.

Rev. J. W. Satterthwaite offered prayer.

The minutes of yesterday were read and approved.

### REPORT OF COMMITTEE.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 17, 1905.

#### MR. SPEAKER:

We, your Committee on Rules and Order of Business, respectfully submit our report on the grouping of standing committees, and the assignments of meeting nights, as follows:

#### GROUPING OF COMMITTEES.

*Group No. 1.*—Judiciary. Gleason, chairman; Holbrook, clerk.

*Group No. 2.*—Appropriations. McCoy, chairman; Brewer, clerk.

*Group No. 3.*—Railroads. Dickson, chairman; Milroy, clerk.

Medicine, Surgery, Dentistry and Hygiene. Hare, chairman; Milroy, clerk.

Municipal Corporations Other than First Class. D. J. Davis, chairman; Milroy, clerk.

*Group No. 4.*—Irrigation and Arid Lands. Lee A. Johnson, chairman; Burdick, clerk.

State Penitentiary. Rudlo, chairman; Burdick, clerk.

State Capitol and Public Grounds. Lyons, chairman; Burdick, clerk.

*Group No. 5.*—Revenue and Taxation. Reid, chairman; Jackson, clerk.

Hospitals for Insane. Fancher, chairman; Jackson, clerk.

State School for Defective Youth and Reform School.

Blackmore, chairman; Jackson, clerk.

- Group No. 6.*—Municipal Corporations of First Class. J. B. Lindsley, chairman; Johns, clerk.  
Federal Relations and Immigration. Moldstad, chairman; Johns, clerk.  
Internal Improvements and Indian Affairs. Allen chairman; Johns, clerk.
- Group No. 7.*—Education. Minard, chairman; Keyes, clerk.  
State University. Todd, chairman; Keyes, clerk.  
State Normal Schools. Keyes, chairman; Keyes, clerk.
- Group No. 8.*—Printing and Supplies. Twichell, chairman; Scheuerle, clerk.  
Military Affairs and Soldiers' Home. N. E. Linsley, chairman; Scheuerle, clerk.  
Counties and County Boundaries. Bishop, chairman; Scheuerle, clerk.
- Group No. 9.*—Fisheries. Roth, chairman; Hackett, clerk.  
Mines and Mining. Roberts, chairman; Hackett, clerk.  
Memorials. Crane, chairman; Hackett, clerk.
- Group No. 10.*—Harbors and Waterways. Dobson, chairman; Swett, clerk.  
Water and Water Rights other than Irrigation. Crandall, chairman; Swett, clerk.  
Miscellaneous. Doolittle, chairman; Swett, clerk.
- Group No. 11.*—Banks and Banking. Bassett, chairman; Rudio, clerk.  
Insurance. Poyns, chairman; Rudio, clerk.  
Compensation and Fees of State and County Officers. Weir, chairman; Rudio, clerk.
- Group No. 12.*—Agriculture. Frostad, chairman; McLeod, clerk.  
Horticulture and Forestry. Sheets, chairman; McLeod, clerk.  
Dikes, Drains and Drainage. Miller, chairman; McLeod, clerk.
- Group No. 13.*—Constitutional Revision. Dawes, chairman; McLaren, clerk.  
Congressional Apportionment. Blaker, chairman; McLaren, clerk.  
Commerce and Manufacture. Morgan, chairman; McLaren, clerk.
- Group No. 14.*—Labor and Labor Statistics. McNicol, chairman; Kemp, clerk.  
Claims and Auditing. Eldemiller, chairman; Kemp, clerk.  
Dairy and Live Stock. Rudene, chairman; Kemp, clerk.
- Group No. 15.*—Roads and Bridges. Clarke, chairman; Hoyer, clerk.  
Engrossed Bills. Van Slyke, chairman; Hoyer, clerk.  
Agricultural College and School of Science. McGregor, chairman; Hoyer, clerk.

- Group No. 16.**—Tide Lands. Renick, chairman; Shotwell, clerk.  
Game and Game Fish. Chas. Johnson, chairman; Shotwell, clerk.  
State Library. Booth, chairman; Shotwell, clerk.
- Group No. 17.**—Enrolled Bills. Fenton, chairman; McKay, clerk.  
Public Morals. Kenoyer, chairman; McKay, clerk.  
State, School and Granted Lands. Geo. L. Davis, chairman; McKay, clerk.
- Group No. 18.**—Corporations other than Municipal. Scott, chairman; Griffith, clerk.  
Mileage and Contingent Expenses. Houston, chairman; Griffith, clerk.  
Privileges and Elections. Strobridge, chairman; Griffith, clerk.

## COMMITTEE MEETINGS.

At call of chairman: Rules and Order; House Arrangements; Judiciary; Appropriations.

Monday night: Hospitals for Insane; Municipal Corporations of the First Class; Printing and Supplies; Water and Water Rights; Compensation and Fees for State and County Officers; Commerce and Manufactures; Roads and Bridges; Tide Lands.

Tuesday night: Revenue and Taxation; Federal Relations and Immigration; Memorials; Military Affairs and Soldiers' Home; Miscellaneous; Labor and Labor Statistics; Agricultural College; Game and Game Fish; Corporations other than Municipal.

Wednesday night: Irrigation and Arid Lands; Medicine, Surgery, Dentistry and Hygiene; State School for Defective Youth and Reform School; State, School and Granted Lands; Internal Improvements and Indian Affairs; Mines and Mining; Counties and County Boundaries; Claims and Auditing; Mileage and Contingent Expenses.

Thursday night: Penitentiary; Railroads; Public Morals; State University; State Normal Schools; Fisheries; Privileges and Elections.

Friday night: State Capitol and Public Grounds; Education; Harbors and Waterways; Insurance; Dikes, Drains and Drainage; Congressional Apportionment; Municipal Corporations other than First Class.

Saturday night: Banks and Banking; Agriculture; Horticulture and Forestry; Constitutional Revision; Dairy and Live Stock; State Library.

J. G. MEGLER, Chairman.

We concur in this report: Chas. S. Gleason, Geo. T. Reid, Joseph B. Lindsley, W. H. Hare, Peter McGregor, Chas. I. Roth.



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., January 16, 1905.

MR. SPEAKER:

The Senate has passed House concurrent resolution No. 2, relating to printing 5,000 copies of the message of Governor McBride and Governor Mead.

Also, Senate concurrent resolution No. 9, thanking the people of Seattle for their entertainment of the members of the Legislature on the occasion of their visit to that city on Saturday, January 14, 1905.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 58, by Mr. Hughes: Repealing chapter XXVII, Session Laws of 1901, the same being an act to reserve certain State lands from sale or lease and declaring an emergency.

Referred to the Committee on State, School and Granted Lands.

House bill No. 59, by Mr. Minard: An act providing for the amendment of section 1 of article XXI of the Constitution of the State of Washington, entitled "Water and Water Rights," by enlarging the public use of the water of this State so as to include the removal of timber products.

Referred to the Committee on Constitutional Revision.

House bill No. 60, by Mr. Bassett: An act to require the county auditor to examine all written instruments when offered for recording or filing, and to require the same to be in regular form and in accordance with the laws of the State of Washington, and to withhold the recording thereof until the same are duly and regularly executed as he may require and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 61, by Mr. Tood: An act in relation and granting pensions to persons who are now or shall hereafter be ex-judges of the supreme court of this State.

Referred to the Committee on Judiciary.

House bill No. 62, by Mr. Stevenson: An act for the relief of Skamania county and making an appropriation therefor.

Referred to the Committee on Claims and Auditing.

House bill No. 63, by Mr. Bartlett: An act authorizing the commissioners in the several counties of the State to offer bounty for the scalps of panthers, bears and wolves, and declaring an emergency.

Referred to the Committee on Game and Game Fish.

House bill No. 64, by Mr. Hoch: An act giving to county commissioners the power to grant certain public utility franchises on county roads and streets outside of incorporated towns and cities, and confirming such privileges heretofore granted, and declaring an emergency.

Referred to the Committee on Miscellaneous.

House bill No. 65, by Mr. Bishop: An act relating to the annexation of contiguous territory by neighboring counties and repealing an act entitled "An act to amend section 1 (Pierce's Code, section 3921) of an act entitled 'An act to provide for annexing certain county territory to a neighboring county, to which it is contiguous and to repeal section 10 of an act approved March 9, 1891,'" approved March 16, 1903.

Referred to the Committee on County and County Boundaries.

House bill No. 66, by Mr. Fenton: An act to provide for the filing of certain contracts for construction work and providing for a bond for the payment of liabilities and debts under such contract and for recording of the same.

Referred to the Committee on Miscellaneous.

House bill No. 67, by Mr. Scott: An act amending section 2904 of Pierce's Code of Washington, same being section 6561 of Ballinger's Annotated Codes and Statutes of Washington.

Referred to the Committee on Judiciary.

House bill No. 68, by Mr. Harper: An act providing for the assessment and taxation of mining claims, the improvements thereon and the ore "backs," blocks and reserves of mines.

Referred to the Committee on Mines and Mining.

House bill No. 69, by Mr. Blackmore: An act to establish a fish hatchery on the east fork of Lewis river.

Referred to the Committee on Fisheries.

House bill No. 70, by Mr. Bradley: An act for the relief of drainage district No. 14 of Skagit county, Washington, and making an appropriation therefor.

Referred to the Committee on Dikes, Drains and Drainage.

The speaker appointed the following standing Committee on Internal Improvements and Indian Affairs: Mr. Allen of Franklin county, chairman; Messrs. Brown, Rudio, Blackmore, Bishop.

The speaker swore in George L. Harrigan and J. F. Brill as special stenographers.

## RESOLUTIONS.

The following Senate concurrent resolution was received and adopted:

Senate concurrent resolution No. 9, by Mr. Clapp:

WHEREAS, An invitation was extended to and accepted by the Governor and State officers and the Legislature of the State of Washington to visit and inspect, on the 14th day of January, instant, the city of Seattle with its immense and varied maritime and commercial interests, and more especially the new steamship "Minnesota" and the nearly completed battleship "Nebraska," now lying in the harbor of that city, the State officers and the members of the Legislature having been on that occasion the guests of the mayor and other officials of Seattle, its chamber of commerce and its citizens' committee, and of J. D. Farrell, the president of the Northern Steamship company and the personal representative at Seattle of James J. Hill, the president of the Great Northern Railway company: and

WHEREAS, On that occasion the visiting guests were welcomed with the most cordial and lavish hospitality, both officially and personally, and were munificently entertained on board the steamship "Minnesota" and afforded a full inspection of the marvelous finish and perfection of that great ship, and afterwards were afforded a like thorough examination of the battleship "Nebraska," one of the most powerful fighting ships ever built, and there were also extended to the State officers and Legislature the manifold courtesies of the great city of Seattle; and

WHEREAS, The members of the Legislature of this State, as a result of said most enjoyable visit, are more than ever impressed with the marvelous progressiveness of the city of Seattle and its assured position as one of the greatest capitals of Pacific industrial enterprise, and especially with the facts that the constructive genius of Moran Brothers Company, by the successful completion of its undertaking to build for the government of the United States a battleship of the largest and most advanced type, has added new lustre and prestige to that city's long list of creditable achievements, and that James J. Hill, by his inauguration, in connection with the Great Northern Railway system, of a new line of transoceanic traffic between the city of Seattle and oriental countries, equipped with steamships of such unprecedented capacity and completeness as the "Minnesota" and its coming sister ship the "Dakota," has added another to the long list of his acts, characterized

by wonderful foresight and approved by unbroken success, whereby he is justly entitled to rank as the greatest among the upbuilders of the industrial development of the Pacific Northwest; therefore, be it

*Resolved by the Senate, the House concurring,* That we, the members of the Senate and the House of Representatives of the State of Washington, do hereby express our deep appreciation of the genial good fellowship and splendid hospitality afforded to us on the occasion above mentioned; and, be it further

*Resolved,* That a vote of thanks therefor, on the part of the Legislature of the State of Washington, in behalf of the members thereof, as well as the Governor and other State officers, be and it is hereby tendered to the officials of the city of Seattle, its chamber of commerce and its citizens' committee, to the Northern Steamship company and to Moran Brothers Company, and that this resolution be spread on the journals of the Senate and the House of Representatives; and, be it further

*Resolved,* That enrolled copies of this resolution be transmitted to the mayor of the city of Seattle, to the president of the chamber of commerce of said city, to the president of Moran Brothers Company, and to the president of the Northern Steamship company.

## REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., January 17, 1905.

MR. PRESIDENT:

We, your Committees on Rules and Joint Rules, respectfully report the following joint rules for the Senate and House, for the session of 1905, and recommend their adoption.

Respectfully,

CHARLES E. COON, Chairman Senate Committee.

J. G. MEGLER, Chairman House Committee.

We concur in this report: Chas. G. Gleason, Charles I. Roth, W. H. Hare, Geo. H. Baker, Geo. T. Reid, C. F. Clapp, Joseph B. Lindsley, J. J. Smith, Peter McGregor, Lincoln Davis.

## JOINT RULES OF THE SENATE AND HOUSE

### REGULAR SESSION OF 1905.

#### COMMITTEE OF CONFERENCE AND FREE CONFERENCE.

**RULE 1.** In every case of an amendment of a bill, or joint or concurrent resolution, agreed to in one house, dissented from in the other, and not receded from by the one making the same, such house shall appoint a committee to confer with a like committee to be appointed by the other, and the committee so appointed shall meet at a convenient hour, to be agreed upon by their respective chairmen, and shall confer

upon the differences between the two houses as indicated by the amendment made in one and rejected in the other, and report as early as convenient the result of their conference to their respective houses. If after such a report the two houses shall disagree upon the recommendations of the reporting committees as to their differences between the two houses, a committee of free conference shall be appointed to whom the whole subject matter embraced in the bill or resolution shall be committed, and the committee of free conference may report by new bill or resolution, or otherwise, and bills or resolutions so reported shall be treated as amendments, unless such bills or resolutions are comprised entirely of original matter, in which case they shall receive the treatment required in the respective houses for original bills or resolutions, as the case may be.

#### MESSAGES.

**RULE 2.** Messages from the Senate to the House of Representatives shall be delivered by the secretary or assistant secretary, and messages from the House of Representatives to the Senate shall be delivered by the chief clerk or assistant clerk who shall be announced by the door-keeper, enter within the bar, announce or deliver his message.

#### BILLS.

**RULE 3.** Each house shall communicate its final action on any bill, or resolution, or matter in which the other may be entrusted, in writing, signed by the secretary or clerk of the house from which such notice is sent.

**RULE 4.** After a bill shall have passed both houses, it shall be duly enrolled by the enrolling clerk of the house in which it originated, and shall be examined by the enrolling committee of such house, who shall carefully compare the enrollment with the engrossed bill, as passed, correcting any errors that may be discovered in the enrolled bill, procure in open session the signature thereto of the necessary officers of the two houses, present the same to the Governor, and forthwith report to such house the time when such presentation to the Governor was made. The enrolling clerk shall indorse upon the back of each bill the house in which said bill originated.

**RULE 5.** All joint resolutions to be presented to the Governor, excepting such as may be addressed to him, shall take the usual course of bills.

**RULE 6.** Each house shall transmit to the other papers on which any bill or resolution may be founded.

#### PRINTING.

**RULE 7.** The standing committees on printing of the two houses shall be a joint standing committee, who shall examine all matters proposed to be printed by concurrent order, and shall report what part of such matter is needful to print. Each house may order the printing of bills introduced, reports of its own committees, and other matters pertaining to such house only; but no other printing shall be ordered

except by a concurrent resolution passed by both houses. It shall be the duty of the secretary of the Senate and the clerk of the House to compare the bills introduced in each house and such bills as are introduced in both houses and are of the same wording shall only be printed in one house.

#### RESOLUTIONS.

RULE 8. Joint resolutions or memorials addressed to congress, or either house thereof, or to the President of the United States, or the head of any of the national departments, or proposing amendments to the State constitution, shall be treated in all respects as bills.

#### VETOES.

RULE 9. Bills which have passed a previous Legislature, and which are transmitted to the Legislature next sitting, accompanied by a message or statement of the Governor's disapproval, or veto of the same, shall become the subject of a special order; and when the special order for their consideration is reached and called, the said message or statement shall be read, together with the bill or bills so disapproved or vetoed; and the message and bill shall be read by the clerk without interruption, consecutively, one following the other, and not upon separate occasions; and no such bill or message shall be referred to any committee, or otherwise acted upon, save as provided by law and custom; that is to say, that immediately following such reading the only question (except as hereinafter stated) which shall be put by the speaker is, "Shall the bill pass, notwithstanding the objections of the Governor?" It shall not be in order, any time, to vote upon such vetoed bill without the same shall have first been read, from the first word of its title to and including the last word of its final section; and no motion shall be entertained after the chair has stated the question save a motion for the "previous question," but the merits of the bill itself may be debated.

RULE 10. That the Senate bills in the House, and House bills in the Senate, be the special order on Wednesday of each week during the session.

RULE 11. All amendatory acts shall refer to the title of the act amended in full and date of approval. Committees shall amend or substitute all titles to conform to this rule.

The report of the Committees on Rules was accepted and the joint rules were adopted.

On motion the special order for this afternoon, viz: Memorial services in honor of the late Hon. G. B. Gunderson was taken up at this hour.

The clerk of the House read House concurrent resolution No. 3, as follows:

WHEREAS, The late Hon. G. B. Gunderson for the past three legislative

sessions served with great honor and distinction as Mason county's representative; and

WHEREAS, He always took a fearless stand for honorable and right measures; and

WHEREAS, He, as such representative, performed great and lasting service to the State and especially to its public schools; therefore, be it

*Resolved by the House, the Senate concurring*, That in the death of Hon. G. B. Gunderson the people of the State of Washington have lost a loyal citizen and a faithful legislator; and be it further

*Resolved*, That in honor of his memory we direct that a copy of these resolutions be spread upon the minutes of the House and Senate and an enrolled copy transmitted to the family of the deceased.

An eulogy in memory of Hon. G. B. Gunderson was pronounced by Mr. Gleason.

House concurrent resolution No. 3, on motion of Mr. Vogtlin, was adopted by a standing vote.

The House took a recess until 11:55 a. m.

The speaker called the House to order at 11:55 a. m.

### VOTE FOR UNITED STATES SENATOR.

At 12 o'clock noon, in accordance with the United States statutes, the House proceeded to nominate and vote for United States senator from the State of Washington.

Nominations were declared in order by the speaker.

Addison G. Foster was nominated by Mr. Crandall and seconded by Messrs. Bassett, Minard, Olsen, Molstad, Bishop, Melcher, and Lambert.

Samuel H. Piles was nominated by Mr. Todd.

Charles Sweeny was nominated by Mr. Jos. B. Lindsley and seconded by Messrs. Reiter, Kellogg, and Huxtable.

John L. Wilson was nominated by Mr. Falconer and seconded by Messrs. Charles Johnson and Roth.

The clerk was ordered to call the roll.

Addison G. Foster received 31 votes, as follows: Messrs. Bartlett, Bassett, Bishop, Bradley, Byerly, Crandall, Geo. L. Davis, Eidemiller, Fenton, Fulton, Griffin, Hamilton, Hughes, Lambert, Levin, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Reid, Roberts, Rudene, Sheets, Shultz, Smith, Van Slyke, Mr. Speaker—31.

Samuel H. Piles received 21 votes, as follows: Messrs. Blackmore, Blaker, Booth, Brown, Clarke, Dawes, Dobson, Ericksen, Gleason, Houston, Irving, Keyes, Lyons, McVay, Morrill, Renick, Theurer, Todd, Twichell, Vilas, Weir—21.

Charles Sweeny received 19 votes, as follows: Messrs. Allen, Bowers, Coate, Crane, Doolittle, Fancher, Hoch, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, McGregor, Ratcliffe, Reiter, Rudio, Scott, Stevenson, Ulsh, Weber—19.

John L. Wilson received 10 votes, as follows: Messrs. Benn. D. J. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, Roth, Strobridge, Vogtlin—10.

Wesley L. Jones received 6 votes, as follows: Messrs. Bolinger, Dickson, Hare, Henderson, Lee A. Johnson, Williams—6.

Samuel G. Cosgrove received 3 votes, as follows: Messrs. Kenoyer, Long, Stilson—3.

George Turner received 4 votes, as follows: Messrs. Ayer, Harper, Maloney, Weatherford—4.

The speaker announced that no person had received a majority of the votes of the House.

The House adjourned at 12:50 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## TENTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Wednesday, January 18, 1905. }  
10 o'clock a. m.

The speaker called the House to order at 10 a. m.

Roll call showed all members present.

Rev. R. M. Hayes, D. D., offered prayer.

The minutes of yesterday were approved as read.

Hon. E. C. Ferguson of Snohomish, former speaker of the



House and member of the Constitutional Convention, was introduced to the House by the speaker.

### MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., January 17, 1905.

MR. SPEAKER:

The Senate has passed Senate bill No. 5, entitled "An act to repeal the libel law of the State of Washington, and declaring an emergency," and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, WASH., January 18, 1905.

MR. SPEAKER:

The Senate has passed Senate bill No. 85, entitled "An act appropriating \$450.39 for the relief of the Puget Sound Saw Mill & Shingle Company," notwithstanding the veto of the Governor.

Also, Senate bill No. 169, appropriating \$2,000 for the relief of E. G. Bickerton, notwithstanding the veto of the Governor.

And the same are herewith transmitted, together with the veto messages.

The Senate has also passed Senate joint resolution No. 1, relative to interstate commerce commission legislation, and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, WASH., January 18, 1905.

MR. SPEAKER:

The Senate has passed Senate bill No. 49, entitled "An act increasing the number of judges of the supreme court of the State of Washington, and declaring an emergency."

Also, Senate joint resolution No. 2, relative to the improvement of the Columbia river.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

### SENATE JOINT RESOLUTION.

Senate joint resolution No. 1, urging senators and congressmen from this state to assist President Roosevelt in the matter of interstate commerce commission legislation was read. The rules were suspended. Senate joint resolution No. 1 was passed.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title and referred to the committees designated:

House bill No. 71, by Mr. Twichell: An act to amend sections 1362 and 1394 of Ballinger's Codes and Statutes of the State of Washington, relating to elections.

Referred to the Committee on Privileges and Elections.

House bill, No. 72, by Mr. Twichell: An act to amend sections 2, 13 and 14 of an act entitled "An act to provide for and to regulate the registration of voters in cities and towns, and in precincts having a voting population of two hundred and fifty (250) or more," approved March 27, 1890; section 1 of an act entitled "An act amending sections 1451 and 1453 of Ballinger's Codes and Statutes of Washington, relating to the registration of voters," approved March 12, 1903; section 3 of an act entitled "An act declaring the qualification of electors and governing the registration of voters, and amending sections 1445, 1456, 1454, 1393, 1391 and 1373 of Ballinger's Annotated Codes and Statutes of Washington, and carrying into effect the provisions of section 1, article VI., of the Constitution of the State of Washington," approved March 18, 1901.

Referred to the Committee on Privileges and Elections.

House bill No. 73, by Mr. Fancher: An act to amend section XVI of an act entitled "An act in relation to the insane of the State of Washington and making appropriations for the maintenance thereof and declaring an emergency," approved March 13, 1890. The same being section 5546 of Pierce's Washington Code.

Referred to the Committee on Hospitals for the Insane.

House bill No. 74, by Mr. Lyons: An act to amend section 1 of the act entitled "An act to regulate and limit the hours of employment of females in any mechanical or mercantile establishment, laundry, hotel and restaurant; to provide for its enforcement and a penalty for its violation," approved March 11, 1901.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 75, by Mr. Hughes: An act authorizing the consolidation of actions for libel and evidence therein.

Referred to the Committee on Judiciary.

House bill No. 76, by Mr. Lambert: An act relating to fees

to be collected by the secretary of state and repealing an act entitled "An act fixing the fees to be paid to the secretary of state by corporations doing business in this state, and declaring an emergency," approved March 13, 1897, and declaring an emergency.

Referred to the Committee on Corporations other than Municipal.

House bill No. 77, by W. J. Dyke: An act to provide for the extermination of cougars in the State of Washington and for the payment of bounties for such extermination, and making an appropriation therefor, and declaring an emergency.

Referred to the Committee on Game and Game Fish.

House bill No. 78, by Mr. Williams: An act to amend section 8 (Pierce's Code, section 5281) of an act entitled, "An act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catch and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency," approved March 13, 1899; as amended by an act approved March 1, 1901, as amended by an act approved March 16, 1903.

Referred to the Committee on Fisheries.

## SECOND READING OF BILLS.

On motion of Dr. Hare the rules of the House were suspended and Senate bill No. 5 was read the second time by title.

On motion of Mr. Twichell the rules were further suspended, the second reading was considered the third, and Senate bill No. 5 was placed on its final passages and passed by the following votes: Yeas 83, nays 7, absent or not voting 4.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McVay, Miller, Minard, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Roberts, Rudene, Rudio,

Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—83.

Those voting nay were: Messrs. Ayer, Harper, Levin, Maloney, McNicol, Moldstad, and Weatherford—7.

Those absent or not voting were: Messrs. Melcher, Renick, Roth, and Theurer—4.

The emergency clause was passed by the following vote: Yeas 81, nays 12, absent or not voting 1.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Linsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McVay, Melcher, Miller, Minard, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—81.

Those voting nay were: Messrs. Ayer, Crandall, Eidemiller, Harper, Levin, Maloney, McNicol, Moldstad, Reid, Sheets, Todd, and Weatherford—12.

Those absent or not voting were: Mr. Roth—1.

There being no objection, the title of the bill was ordered to stand as the title of the act.

On motion the rules were suspended and Senate bill No. 5 was ordered immediately transferred to the Senate.

#### VETOED BILLS.

The House took up Senate bill No. 85, session of 1903, by Senator Moore, vetoed by Governor McBride, and on suspension of the rules passed it by the following vote: Ayes 92, absent or not voting 2.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Brad-

ley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, **Morgan**, **Morrill**, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—92.

Those absent or not voting were: Messrs. Roth and Stilson—2.

The rules were suspended and Senate bill No. 169, session of 1903, by Senator Kinnear, was passed over the Governor's veto by the following vote: Yeas 89, nays 3, absent or not voting 2.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—89.

Those voting nay were: Messrs. Bishop, Bradley, Moldstad—3.

Those absent or not voting were: Messrs. Roth and Strobridge—2.

The rules were suspended and Senate vetoed bills No. 85 and No. 169 were ordered transmitted immediately to the Senate.

The House took a recess until 11:55 a. m.

## JOINT SESSION.

At 12 o'clock noon the speaker called the House to order, and the state senators took seats within the bar of the House. Lieutenant Governor Coon presided over the joint body.

The secretary of the Senate called the roll, which showed all senators present. The clerk of the House called the roll, showing all House members present.

The secretary of the Senate read that portion of the Senate journal of the preceding day, relating to the ballot for United States senator.

The reading clerk of the House read that portion of the journal of the preceding day, relative to the ballot for United States senator.

The president announced that from the reading of the journals of the two houses for the preceding day, it appeared that no person had received a majority of the votes cast, therefore there was no election of United States senator.

## FIRST JOINT BALLOT.

The joint roll call of the Senate and House was called and resulted as follows:

Forty-four senators and representatives voted for Addison G. Foster.

Thirty-three senators and representatives voted for Samuel H. Piles.

Twenty-seven senators and representatives voted for Charles Sweeny.

Fifteen senators and representatives voted for John L. Wilson.

Four senators and representatives voted for Wesley L. Jones.

Five senators and representatives voted for Samuel G. Cosgrove.

Seven senators and representatives voted for George Turner.

Those voting for Addison G. Foster were: Messrs. Bartlett, Bassett, Bishop, Bradley, Bronson, Byerly, Christian, Clapp, Crandall, Geo. L. Davis, Lincoln Davis, Eidemiller, Fenton, Fulton, Griffin, Hamilton, Hammer, Hughes, Lee A. Johnson, Lambert, LeCrone, Levin, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Pogue, Poyns, George T. Reid, Roberts, Rudene,

Sharp, Sheets, Shultz, E. E. Smith, Stewart, Sumner, Van Slyke, Welsh, Wilson, and Mr. Speaker—44.

Those voting for Samuel H. Piles were: Messrs. Blackmore, Blaker, Booth, W. W. Brown, Clarke, Dawes, Dobson, Ericksen, Gleason, Hemrich, Henderson, Houston, Hunter, Irving, Kennedy, Keyes, Kinnear, Lyons, McVay, Morrill, Palmer, Potts, Rands, Renick, Dr. J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Twichell, Van de Vanter, Vilas, and Weir—33.

Those voting for Charles Sweeny were: Messrs. Allen, Baker, Bowers, Bratt, Dr. C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, McGregor, Pauly, Ratcliffe, Reiter, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, and Weber—27.

Those voting for John L. Wilson were: Messrs. Benn, Condon, D. J. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Roth, Ruth, Strobridge, Vogtlin, and Watson—15.

Those voting for Wesley L. Jones were: Messrs. Bolinger, Dickson, Hare, and Williams—4.

Those voting for Samuel G. Cosgrove were: Messrs. Boone, Kenoyer, Long, Russell, and Stilson—5.

Those voting for George Turner were: Messrs. Ayer, Earles, Harper, Maloney, Moore, Rasher, and Weatherford—7.

Those absent or not voting were: Senator Graves—1.

No candidate having received a majority of all the votes cast, the Lieutenant Governor declared there was no election.

The joint session adjourned at 12:20 p. m.

### FIRST READING OF SENATE BILLS.

The speaker asked if there was any objection to considering Senate bill No. 49 at this time. Mr. Maloney objected. On motion of Mr. Gleason the rules were suspended and the bill was read the first time.

The rules were further suspended, the first reading of the bill was considered the second, the second the third, and the bill was placed on its final passage, and Senate bill No. 49, increasing the membership of the supreme court, passed by the following vote: Yeas 86, nays 4, absent or not voting 4.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—86.

Those voting nay were: Messrs. Harper, Maloney, Ratcliffe, and Weatherford—4.

Those absent or not voting were: Messrs. Benn, Blaker, Clarke, and Dickson—4.

The emergency clause was passed by the following vote: Yeas 83, nays 3, absent or not voting 8.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—83.

Those voting nay were: Messrs. Harper, Maloney, and Weatherford—3.

Those absent and not voting were: Messrs. Benn, Blaker, Booth, Clarke, Dickson, Hare, Miller, and Rudene—8.

There being no objections, the title of the bill was ordered to stand as the title of the act.



The speaker immediately ordered the bill transmitted to the Senate.

## RESOLUTION.

By Mr. Dawes:

*Resolved*, That the sergeant-at-arms be instructed to purchase 13 copies of Pierce's Code of the State of Washington, for the use of the members of the Judiciary Committee, and that he be instructed to pay therefor not to exceed \$7.00 per volume.

On motion of Mr. J. B. Lindsley the resolution was amended, increasing the number to one copy for each member of the House. As amended, the resolution passed the House.

The speaker transferred Mr. Long from Committee on Municipal Corporations other than the First Class, to the Committee on Roads and Bridges. Mr. Vilas was transferred from the committee on Roads and Bridges to the Committee on Municipal Corporations other than First Class.

The House adjourned at 12:35 p. m., until 11 a. m. tomorrow.

STOREY BUCK,

*Chief Clerk.*

JOSEPH G. MEGLER,

*Speaker.*

## ELEVENTH DAY.

### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Thursday, January 19, 1905. }  
11 o'clock a. m.

The speaker called the House to order at 11 a. m.  
Roll call showed all members present except Mr. Reiter, who was excused.

Rev. A. G. Sawin offered prayer.

The minutes of yesterday were approved as read.

The speaker called Dr. Hare to the chair.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., January 19, 1905.

MR. SPEAKER:

The president has signed Senate bill No. 5, entitled "An act repealing the libel law, and declaring an emergency," and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker in open session signed Senate bill No. 5.

On motion of Mr. Dickson, the special order, the consideration of vetoed bills, was continued until 2 o'clock Tuesday, January 24.

## COMMITTEE REPORT.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 19, 1905.

MR. SPEAKER:

We, your Committee on Mileage and Contingent Expenses, beg leave to report the following number of miles of travel and the amount due each member as mileage in coming to and going from this session of the Legislature, and recommend that the several amounts be allowed:

	Miles.	Amount.
Allen .....	797	\$ 79.70
Ayer .....	16	1.60
Bartlett .....	240	24.00
Bassett .....	754	75.40
Benn .....	120	12.00
Bishop .....	240	24.00
Blackmore .....	265	26.50
Blaker .....	328	32.80
Bolinger .....	320	32.00
Booth .....	148	14.80
Bowers .....	968	96.80
Bradley .....	332	33.20
Brown .....	210	21.00
Byerly .....	146	14.60
Clarke .....	120	12.00
Coate .....	500	50.00
Crandall .....	70	7.00
Crane .....	884	88.40
Davis (D. J.) .....	176	17.60
Davis (Geo. L.) .....	128	12.80
Dawes .....	148	14.80
Dickson .....	320	32.00
Dobson .....	172	17.20
Doolittle .....	884	88.40
Dyke .....	458	45.80
Eldemiller .....	70	7.00
Erickson .....	191	19.10
Falconer .....	214	21.40
Fancher .....	918	91.80

	Miles.	Amount.
Fenton .....	32	3.20
Frostad .....	292	29.20
Fulton .....	1076	107.60
Gleason .....	148	14.80
Griffin .....	346	34.60
Hamilton .....	70	7.00
Hare .....	470	47.00
Harper .....	1255	125.50
Henderson .....	802	80.20
Hoch .....	884	88.40
Houston .....	148	14.80
Hughes .....	720	72.00
Huxtable .....	884	88.40
Irving .....	264	26.40
Johnson (Chas.) .....	578	57.80
Johnson (Lee A.) .....	566	56.60
Kellogg .....	1166	116.60
Kenoyer .....	1020	102.00
Keyes .....	376	37.60
Lambert .....	400	40.00
Levin .....	70	7.00
Lindsley (J. B.) .....	884	88.40
Linsley (N. E.) .....	884	88.40
Long .....	1070	107.00
Lyons .....	148	14.80
Maloney .....	1060	106.00
McCoy .....	90	9.00
McGregor .....	1075	107.50
McNicol .....	70	7.00
McVay .....	148	14.80
Melcher .....	822	82.20
Miller .....	60	6.00
Minard .....	78	7.80
Moldstad .....	288	28.80
Morgan .....	224	22.40
Morrill .....	154	15.40
Olson .....	320	32.00
Poyns .....	70	7.00
Ratcliffe .....	884	88.40
Reid .....	70	7.00
Reiter .....	968	96.80
Renick .....	148	14.80
Roberts .....	150	15.00
Roth .....	350	35.00
Rudene .....	800	80.00
Rudio .....	746	74.60
Scott .....	884	88.40
Sheets .....	180	18.00
Shultz .....	338	33.80
Smith .....	985	98.50
Stevenson .....	340	34.00
Stilson .....	1055	105.50
Strobrdige .....	214	21.40
Theurer .....	280	28.00
Todd .....	148	14.80
Twichell .....	148	14.80
Uish .....	176	17.60
Van Slyke .....	150	15.00

	Miles.	Amount.
Vilas .....	148	14.80
Vogtlin .....	50	5.00
Weatherford .....	812	81.20
Weber .....	746	74.60
Weir .....	148	14.80
Williams .....	296	29.60
Megler .....	420	42.00
Buck (chief clerk for opening House).....	884	88.40
Total.....		\$4,201.20

We further recommend that the claim for mileage, as follows, submitted by the special committee appointed for the purpose of attending the funeral of the late T. J. Humes of Seattle, be allowed:

W. D. Scott .....	\$14.80
S. A. Crandall .....	14.80
Rob't F. Booth .....	14.80

C. E. Houston, Chairman.

We concur in this report: W. H. Clarke, W. M. Rudlo, Joseph Irving, Jesse Huxtable, Geo. T. Crane, S. W. Fenton.

The report was adopted.

On motion of Mr. Booth the Committee on Printing was ordered to have the assignments of committee rooms printed in card form.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed and referred to the committees indicated.

House bill No. 79, by Mr. McGregor: An act to amend section 1 of an act entitled "An act to amend section 1 of and adding section 2½ and section 4½ to an act entitled 'An act providing for the creation of the office of state veterinary surgeon and defining his duties,' " approved March 22, 1895.

Referred to the Committee on Dairy and Live Stock.

House bill No. 80, by Mr. Ratcliffe: An act regulating the sale of intoxicating liquors in incorporated cities or towns and providing for a license fee and for the distribution of the same.

Referred to the Committee on Revenue and Taxation.

House bill No. 81, by Mr. Blaker: An act empowering boards of county commissioners to make exhibits of the products of their respective counties at the Lewis and Clark Centennial and American Pacific Exposition and Oriental Fair, 1905, at Portland, Oregon, and to appropriate money from the county current expense

fund to meet the expenses of such exhibits, and declaring an emergency.

Referred to the Committee on Appropriations.

House bill No. 82, by Mr. Smith: An act to change the name of the Washington Agricultural Experiment Station and School of Science to the State College of Washington.

Referred to the Committee on Agricultural College and School of Science.

House bill No. 83, by Mr. Stilson: An act preventing the sale of lands set apart for the use, support, establishment, maintenance and endowment of the State agricultural college and school of science without the consent of the board of regents of said college.

Referred to the Committee on Agricultural College and School of Science.

House bill No. 84, by Mr. Rudio: An act requiring holders of delinquent tax certificates to make, in proceedings for the foreclosure of such certificates, the holders of municipal improvement bonds, parties defendant and serve them with notice of such foreclosure proceedings in certain cases.

Referred to the Committee on Banks and Banking.

House bill No. 85, by Mr. Bassett (by request): An act limiting the power of county commissioners and town councils to grant license for sale of intoxicating liquors in accordance with majority public sentiment, and providing for petitions of remonstrance to express such sentiment.

Referred to the Committee on Municipal Corporations other than First Class.

House bill No. 86, by Mr. Kenoyer: An act to amend section 3 (Ballinger's Code, section 2935) of an act entitled "An act to regulate, restrain, license or prohibit the sale of intoxicating liquors," approved February 2, 1888.

Referred to the Committee on Public Morals.

House bill No. 87, by Mr. J. B. Lindsley: An act regulating insurance companies, forbidding the payment of rebates, or commissions to other than authorized agents.

Referred to the Committee on Insurance.

House bill No. 88, by Mr. J. B. Lindsley: An act amending section 3034 of Pierce's Code, being section 6754 of Ballinger's

Annotated Codes and Statutes of Washington, relating to appeals to superior courts.

Referred to the Committee on Judiciary.

House bill No. 89, by Mr. Melcher: An act to amend section one (1) of chapter CLIX of the Session Laws, of 1901, entitled "An act for the protection of bass, perch, pickerel and pike, in the lakes of this State."

Referred to the Committee on Judiciary.

House bill No. 90, by Mr. Hughes: An act for the relief of John H. Willms, and authorizing the commissioner of public lands of the State of Washington to relinquish on behalf of the State of Washington, for the benefit of John H. Willms, the south half of the south half of section 36, township 25, north of range 22, east of the Willamette meridian.

Referred to the Committee on State School and Granted Lands.

House bill No. 91, by Mr. Todd: An act to provide for the publication and sale of the reports of the supreme court of the State of Washington.

Referred to the Committee on Judiciary.

House bill No. 92, by Mr. Minard: An act to amend sections 23, 24, 30, 137, 145 and 175 of an act entitled "An act to establish a general, uniform system of public schools in the State of Washington, and repealing chapter VI of title III, chapter VII of title V, all of title X except chapter XVII, chapter IV of title L, all being of volume 1 of Hill's Annotated Statutes and Codes of Washington; also repealing all amendemnts thereto; also repealing an act entitled 'An act concerning the formation of new school districts, changing the boundaries and transferring territory from one district to another,' approved March 9, 1893; also repealing an act entitled 'An act to provide for the management and control of state Normal schools in the State of Washington,' approved March 10, 1893, and all amendments thereto; also repealing an act entitled 'An act granting to school districts the right to purchase school house sites of school lands belonging to the State of Washington of not less than one acre and not more than five acres, and granting to school districts the preference right to purchase such sites, and declaring an emergency,' approved February 26, 1895; also repealing an act entitled 'An act relating to the indebtedness of school districts, providing means and methods for paying and

funding the same, and means for validating the same or any part thereof incurred in excess of one and one-half per centum of the taxable property of the school district without the assent of three-fifths of the voters of the school district voting at an election held for that purpose, and declaring that an emergency exists for the taking effect of this act on its passage and approval by the Governor,' approved March 1, 1895; also repealing an act entitled 'An act to provide for the formation of joint school districts, and to prescribe the minimum number of school children required for the formation of new school districts, and declaring an emergency,' approved March 13, 1895; *"said act of which this act is amendatory being known and cited as the Code of Public Instruction of the State of Washington, and being chapter CXVIII of the Session Laws of 1897, approved March 19th, 1897.*

Referred to the Committee on Education.

House bill No. 93, by Mr. Minard: An act appropriating funds for the relief of Dora W. Cryderman, Rose Morgan, Emma Tuttle, Mrs. C. H. Funk, Mrs. H. C. Blackmore, C. Will Shafer, and Etta Arland.

Referred to the Committee on Claims and Auditing.

House bill No. 94, by Mr. Reid: An act for the relief of B. F. Houston, trustee, and making an appropriation therefor.

Referred to the Committee on Claims and Auditing.

## RESOLUTION.

Senate joint resolution No. 2, relative to the improvement of the Columbia river, was read, the rules were suspended, and the resolution was passed by unanimous vote.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., January 19, 1905.

MR. SPEAKER:

The president has signed Senate bill No. 49, entitled "An act increasing the number of judges of the supreme court of the State of Washington," and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## REPORT OF STANDING COMMITTEES.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 18, 1905.

**MR. SPEAKER:**

Your Committee on Rules and Order respectfully reports assignment of committee rooms as follows:

*Committee on Agriculture:* Frostad, chairman; meets Saturday in room 9.

*Committee on Agricultural College and School of Science:* McGregor, chairman; meets Tuesday in room 8.

*Committee on Appropriations:* McCoy, chairman; meets at call of chairman in room 7.

*Banks and Banking:* Bassett, chairman; meets Saturday in insurance commissioner's office.

*Committee on Claims and Auditing:* Eldemiller, chairman; meets Wednesday in room 6.

*Committee on Commerce and Manufactures:* Morgan, chairman; meets Monday in room 6.

*Committee on Congressional Apportionment:* Blaker, chairman; meets Friday in room 3.

*Committee on Constitutional Revision:* Dawes, chairman; meets Saturday in room 3.

*Committee on Compensation and Fees for State and County Officers:* Weir, chairman; meets Monday in room 8.

*Committee on Corporations other than Municipal:* Scott, chairman; meets Tuesday in room 11.

*Committee on Counties and County Boundaries:* Bishop, chairman; meets Wednesday in room 11.

*Committee on Dairy and Live Stock:* Rudene, chairman; meets Saturday in room 6.

*Committee on Dikes, Drains and Drainage:* Miller, chairman; meets Friday in room 8.

*Committee on Education:* Minard, chairman; meets Friday in office of superintendent of public instruction.

*Committee on Engrossed Bills:* Van Slyke, chairman; meets at call of chairman in room 1.

*Committee on Enrolled Bills:* Fenton, chairman; meets at call of chairman in room 1.

*Committee on Federal Relations and Immigration:* Moldstad, chairman; meets Tuesday in room 9.

*Committee on Fisheries:* Roth, chairman; meets Thursday in room 5.

*Committee on Game and Game Fish:* Chas. Johnson, chairman; meets Tuesday in room 10.

*Committee on Horticulture and Forestry:* Sheets, chairman; meets Saturday in room 10.



*Committee on Harbors and Waterways:* Dobson, chairman; meets Friday in room 5.

*Committee on Hospitals for Insane:* Fancher, chairman; meets Monday in room 8.

*Committee on House Arrangements:* Mr. Speaker, chairman; meets at call of chairman in speaker's room.

*Committee on Insurance:* Poyns, chairman; meets Friday in insurance commissioner's office.

*Committee on Internal Improvements and Indian Affairs:* Allen, chairman; meets Wednesday in room 9.

*Committee on Irrigation and Arid Lands:* Lee A. Johnson, chairman; meets Wednesday in room 5.

*Committee on Judiciary:* Gleason, chairman; meets at call of chairman in room 2.

*Committee on Labor and Labor Statistics:* McNicol, chairman; meets Tuesday in room of labor commissioner.

*Committee on Medicine, Surgery, Dentistry and Hygiene:* Hare, chairman; meets Wednesday in room 7.

*Committee on Memorials:* Crane, chairman; meets Tuesday in room 6.

*Committee on Mileage and Contingent Expenses:* Houston, chairman; meets Wednesday in room 10.

*Committee on Military Affairs and Soldiers' Home:* N. E. Linsley, chairman; meets Tuesday in room of adjutant general.

*Committee on Mines and Mining:* Roberts, chairman; meets Wednesday in room 3.

*Committee on Miscellaneous:* Doolittle, chairman; meets Tuesday in room 3.

*Committee on Municipal Corporations of the First Class:* J. B. Linsley, chairman; meets Monday in room of attorney general.

*Committee on Municipal Corporations other than First Class:* D. J. Davis, chairman; meets Friday in room of attorney general.

*Committee on Printing and Supplies:* Twichell, chairman; meets Monday in room 9.

*Committee on Privileges and Elections:* Strobbridge, chairman; meets Thursday in room 6.

*Committee on Public Morals:* Kenoyer, chairman; meets Thursday in room 3.

*Committee on Revenue and Taxation:* Reid, chairman; meets Tuesday in room 5.

*Committee on Railroads:* Dickson, chairman; meets Thursday in room of state auditor.

*Committee on Roads and Bridges:* Clarke, chairman; meets Monday in room 3.

*Committee on Rules and Order:* Mr. Speaker, chairman; meets at call of chairman in room of speaker.

*Committee on State Capitol and Public Grounds:* Lyons, chairman; meets Friday in room 6.

*Committee on State Library:* Booth, chairman; meets Saturday in library room.

*Committee on State Normal Schools:* Keyes, chairman; meets Thursday in room 10.

*Committee on State, School and Granted Lands:* Geo. L. Davis, chairman; meets Wednesday in room of land commissioner.

*Committee on State Penitentiary:* Rudlo, chairman; meets Thursday in room 8.

*Committee on State School for Defective Youth and Reform School:* Blackmore, chairman; meets Wednesday in room 8.

*Committee on State University:* Todd, chairman; meets Thursday in room 9.

*Committee on Tide Lands:* Renick, chairman; meets Monday in office of land commissioner.

*Committee on Water and Water Rights other than Irrigation:* Crandall, chairman; meets Monday in room 5.

Respectfully submitted.

J. G. MEGLER, Chairman.

We concur in this report: Geo. T. Reid, Chas. S. Gleason, Peter McGregor, Joseph B. Lindsley, W. H. Hare.

### JOINT SESSION.

At twelve o'clock, noon, Lieutenant Governor Coon, president of the Senate, called the joint session to order.

Roll call showed all senators present except Senator Graves, who was excused.

The House roll call showed all members present except Mr. Reiter, who was excused.

The journal of the joint session of yesterday was read and approved.

### SECOND JOINT BALLOT.

The roll was called on the second joint ballot and resulted as follows:

Addison G. Foster received forty-four votes.

Samuel H. Piles received thirty-three votes.

Charles Sweeny received twenty-six votes.

John L. Wilson received sixteen votes.

Wesley L. Jones received eight votes.

Alden J. Blethen received seven votes.

Those voting for Addison G. Foster were: Bartlett, Bassett, Bishop, Bradley, Bronson, Byerly, Christian, Clapp, Crandall, Geo. L. Davis, Lincoln Davis, Eidemiller, Fenton, Fulton, Griffin, Ham-

ilton, Hammer, Hughes, Lee A. Johnson, Lambert, LeCrone, Levin, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Pogue, Poyns, George T. Reid, Roberts, Rudene, Sharp, Sheets, Shultz, E. E. Smith, Stewart, Sumner, Van Slyke, Welsh, Wilson, and Mr. Speaker—44.

Those voting for Samuel H. Piles were: Blackmore, Blaker, Booth, W. W. Brown, Clarke, Dawes, Dobson, Ericksen, Gleason, Hemrich, Henderson, Houston, Hunter, Irving, Kennedy, Keyes, Kinnear, Lyons, McVay, Morrill, Palmer, Potts, Rands, Renick, Dr. J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Twichell, Van de Venter, Vilas, and Weir—33.

Those voting for Charles Sweeny were: Allen, Baker, Bowers, Bratt, Dr. C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, McGregor, Pauly, Ratcliffe, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, and Weber—26.

Those voting for John L. Wilson were: Benn, Condon, D. J. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Roth, Russell, Ruth, Strobridge, Vogtlin, and Watson—16.

Those voting for Wesley L. Jones were: Bolinger, Boone, Dickson, Hare, Kenoyer, Long, Stilson, and Williams—8.

Those voting for Alden J. Blethen were: Ayer, Earles, Harper, Malony, Moore, Rasher, and Weatherford—7.

Absent or not voting: Senator Graves, and Mr. Reiter—2.

No candidate having received a majority of all the votes cast, the president announced that there was no election.

The joint session dissolved at 12:20 p. m.

The speaker in open session signed Senate bill No. 49.

The House took a recess till 1:45 p. m.

#### AFTERNOON SESSION.

The speaker called the House to order at 1:45 p. m., and announced that the members of the House would march in a body to the west steps of the capitol building to participate in the ceremonies unveiling the statue of the late Governor John R. Rogers.

The House adjourned at 2:02 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

## TWELFTH DAY.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Friday, January 20, 1905. }  
10 o'clock a. m.

The House met at 10 o'clock and was called to order by the speaker.

Roll call showed all members present except Messrs. Rudene, Weir and Reiter.

Rev. D. M. Montgomery offered prayer.

The minutes of yesterday were read and approved.

## RESOLUTION.

By Mr. Twichell:

*Be it resolved by the House,* That the sergeant-at-arms is hereby instructed and authorized to procure such desk supplies as may be necessary for the members and officers of the House, by requisition upon the party or parties having the necessary supplies for sale, said supplies to be purchased by said sergeant-at-arms to the best advantage of the State of Washington. Said requisitions to be made in duplicate, one copy to be filed with the secretary of state and one copy to be filed with the party furnishing said supplies.

The resolution was adopted.

## INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated.

House bill No. 95, by Mr. Vilas: Bill for an act in relation to spendthrifts and drunkards.

Referred to the Committee on Public Morals.

House bill No. 96, by Mr. Twichell: A bill for an act relating to justices of the peace and constables in cities of the first class, providing for their election and appointment, and fixing their salaries and declaring an emergency.

Referred to the Committee on Municipal Corporations of the First Class.

House bill No. 97, by Mr. Dyke: An act to establish a game fish hatchery in Clallam county, State of Washington.

Referred to the Committee on Fisheries.

House bill No. 98, by Mr. Huxtable: An act defining who may be construed to be fellow servants.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 99, by Mr. Bassett: An act to amend chapter 97 of the Session Laws of 1903, being "An act providing for the incorporation and regulation of mutual fire insurance companies."

Referred to the Committee on Insurance.

House bill No. 100, by Mr. Lee A. Johnson: An act creating the office of chaplain of the State penitentiary, prescribing his duties, fixing his compensation and declaring an emergency.

Referred to the Committee on Public Morals.

House bill No. 101, by Mr. Dawes: An act to regulate the practice of architecture.

Referred to the Committee on Judiciary.

House bill No. 102, by Mr. J. B. Lindsley: An act to enable cities of the first, second and third classes, and other cities and towns working under special charters, having sufficient population to authorize them to re-incorporate under the laws of the State of Washington, as cities of the first, second or third class, to exercise the right of eminent domain for the taking and damaging of land and property for public purposes, providing a method for making compensation therefor, and providing for special assessments in certain cases upon property benefited, and declaring an emergency.

Referred to the Committees on Municipal Corporations of the First Class and Municipal Corporations other than First Class.

House bill No. 103, by Mr. J. B. Lindsley: An act relieving cities and towns from liability for death or damage to person or property upon streets, alleys or other public places which have not been improved and opened to public travel.

Referred to the Committees on Municipal Corporations of the First Class and Municipal Corporations other than First Class.

House bill No. 104, by Mr. Kenoyer: An act to amend sections 3510, 3511, 3512 and 3515 of Ballinger's Annotated Codes and

Statutes of Washington, relating to the power of county commissioners to offer bounties for the killing of wild animals.

Referred to the Committee on Counties and County Boundaries.

House bill No. 105, by Mr. Rudene: An act prohibiting the making, uttering, issuing or in any way circulating, "trade checks" or any substance or thing used as such, making the same a misdemeanor and providing the punishment therefor.

Referred to the Committee on Commerce and Manufactures.

House bill No. 106, by Mr. Rudene: An act relating to the punishment of the crime of seduction, and amending section 7066 of Ballinger's Codes and Statutes of Washington.

Referred to the Committee on Judiciary.

## REPORT OF COMMITTEES.

House bill No. 48: Recommend it do pass as amended.

House bill No. 30: Recommend it be re-referred to the Committee on Agriculture.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 19, 1905.

### MR. SPEAKER:

We, your Committee on Judiciary to whom was referred House bill No. 48, entitled "An act to amend section 5173 of Ballinger's Annotated Codes and Statutes of Washington, the same being section 1110 of Pierce's Code, relating to costs in civil actions," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows: By striking out the words "and testifying in" in line 15 of section 1 of the original bill, being line 10 of the printed bill, and that as so amended the bill do pass.

CHAS. S. GLEASON, Chairman.

We concur in this report: Elmer E. Todd, R. S. Lambert, Geo. T. Reid, H. S. Strobridge, W. D. Scott, Joseph B. Lindsley, J. A. Kellogg.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 48 was passed to third reading.

House took a recess till 11:55 a. m.

At 11:55 a. m. the speaker called the House to order, and the sergeant-at-arms announced the arrival of the Senate.

## JOINT SESSION.

At 12 o'clock, noon, the joint session was called to order by Lieutenant Governor Coon, the president of the Senate.

The Senate roll was called, all members being present except Senator Graves, who was excused.

The House roll was called and showed all members present except Mr. Reiter, who was excused.

The journal of the joint session of yesterday was read and approved.

The joint roll was called on third joint ballot for United States senator and resulted as follows :

## THIRD JOINT BALLOT.

Addison G. Foster received forty-four votes.

Samuel H. Piles received thirty-three votes.

Charles Sweeny received twenty-six votes.

John L. Wilson received sixteen votes.

Wesley L. Jones received eight votes.

M. M. Godman received seven votes.

Those voting for Addison G. Foster were: Bartlett, Bassett, Bishop, Bradley, Bronson, Byerly, Christian, Clapp, Crandall, Geo. L. Davis, Lincoln Davis, Eidemiller, Fenton, Fulton, Hamilton, Hammer, Hughes, Lee A. Johnson, Keyes, Lambert, LeCrone, Levin, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Pogue, Poyns, Geo. T. Reid, Roberts, Rudene, Sharp, Sheets, Shultz, E. E. Smith, Stewart, Sumner, Van Slyke, Welsh, Wilson, and Mr. Speaker—44.

Those voting for Samuel H. Piles were: Blackmore, Blaker, Booth, W. W. Brown, Clarke, Dawes, Dobson, Ericksen, Gleason, Griffin, Hemrich, Henderson, Houston, Hunter, Irving, Kennedy, Kinnear, Lyons, McVay, Morrill, Palmer, Potts, Rands, Renick, Dr. J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Twichell, Van de Vanter, Vilas, and Weir—33.

Those voting for Charles Sweeny were: Allen, Baker, Bowers, Bratt, Dr. C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, McGregor, Pauly, Ratcliffe, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, and Weber—26.

Those voting for John L. Wilson were: Benn, Condon, D. J. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Roth, Russell, Ruth, Strobridge, Vogtlin, and Watson—16.

Those voting for Wesley L. Jones were: Bolinger, Boone, Dickson, Hare, Kenoyer, Long, Stilson, and Williams—8

Those voting for M. M. Godman were: Ayer, Earles, Harper, Maloney, Moore, Rasher, and Weatherford—7.

Absent or not voting: Senator Graves, and Mr. Reiter—2.

No person receiving a majority of all votes cast, the fourth joint ballot was ordered taken.

#### FOURTH JOINT BALLOT.

Addison G. Foster received forty-six votes.

Samuel H. Piles received thirty-three votes.

Charles Sweeny received twenty-seven votes.

John L. Wilson received sixteen votes.

Wesley L. Jones received seven votes.

M. M. Godman received five votes.

Those voting for Addison G. Foster were: Bartlett, Bassett, Bishop, Bradley, Bronson, Byerly, Christian, Clapp, Crandall, Geo. L. Davis, Lincoln Davis, Earles, Eidemiller, Fenton, Fulton, Hamilton, Hammer, Harper, Hughes, Lee A. Johnson, Keyes, Lambert, LeCrone, Levin, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Pogue, Poyns, George T. Reid, Roberts, Rudene, Sharp, Sheets, Shultz, E. E. Smith, Stewart, Sumner, Van Slyke, Welsh, Wilson, and Mr. Speaker—46.

Those voting for Samuel H. Piles were: Blackmore, Blaker, Booth, W. W. Brown, Clarke, Dawes, Dobson, Ericksen, Gleason, Griffin, Hemrich, Henderson, Houston, Hunter, Irving, Kennedy, Kinnear, Lyons, McVay, Morrill, Palmer, Potts, Rands, Renick, Dr. J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Twichell, Van de Vanter, Vilas, and Weir—33.

Those voting for Charles Sweeny were: Allen, Baker, Bowers, Bratt, Dr. C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, Long, McGregor, Pauly, Ratcliffe, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, and Weber—27.

Those voting for John L. Wilson were: Benn, Condon, D. J.



Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Roth, Russell, Ruth, Strobridge, Vogtlin, and Watson—16.

Those voting for Wesley L. Jones were: Bolinger, Boone, Dickson, Hare, Kenoyer, Stilson, and Williams—7.

Those voting for M. M. Godman were: Ayer, Maloney, Moore, Rasher, and Weatherford—5.

Absent or not voting: Senator Graves, and Mr. Reiter—2.

No person receiving a majority of all the votes cast the president ordered the call of the roll on the fifth joint ballot.

#### FIFTH JOINT BALLOT.

Addison G. Foster received forty-four votes.

Samuel H. Piles received thirty-four votes.

Charles Sweeny received twenty-seven votes.

John L. Wilson received seventeen votes.

Wesley L. Jones received seven votes.

M. M. Godman received five votes.

Those voting for Addison G. Foster were: Bartlett, Bassett, Bishop, Bradley, Bronson, Byerly, Christian, Clapp, Crandall, Lincoln Davis, Eidemiller, Fenton, Fulton, Hamilton, Hammer, Harper, Hughes, Lee A. Johnson, Keyes, Lambert, LeCrone, Levin, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Pogue, Poyns, George T. Reid, Roberts, Rudene, Sharp, Sheets, Shultz, E. E. Smith, Stewart, Sumner, Van Slyke, Welsh, Wilson, and Mr. Speaker—44.

Those voting for Samuel H. Piles were: Blackmore, Blaker, Booth, W. W. Brown, Clarke, Dawes, Dobson, Earles, Ericksen, Gleason, Griffin, Hemrich, Henderson, Houston, Hunter, Irving, Kennedy, Kinnear, Lyons, McVay, Morrill, Palmer, Potts, Rands, Renick, Dr. J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Twichell, Van de Vanter, Vilas, and Weir—34.

Those voting for Charles Sweeny were: Allen, Baker, Bowers, Bratt, Dr. C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, Long, McGregor, Pauly, Ratcliffe, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, and Weber—27.

Those voting for John L. Wilson were: Benn, Condon, D. J.

Davis, Geo. L. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Roth, Russell, Ruth, Strobbridge, Vogtlin, and Watson—17.

Those voting for Wesley L. Jones were: Bolinger, Boone, Dickson, Hare, Kenoyer, Stilson, and Williams—7.

Those voting for M. M. Godman were: Ayer, Maloney, Moore, Rasher, and Weatherford—5.

Absent or not voting: Senator Graves, and Mr. Reiter—2.

No candidate receiving a majority of all the votes cast the president announced that there was no election.

The joint session dissolved at 12:35 p. m.

The House adjourned at 12:50 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## THIRTEENTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Saturday, January 21, 1905.  
10 o'clock, a. m. }

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Messrs. Bartlett, Dyke, Eidemiller, Irving, Lyons, McNicol, Blackmore, Morrill, Reiter, Roth and Shultz.

Messrs. Bartlett, Irving, Lyons, McNicol, Morrill and Reiter were excused.

Prayer was offered by Rev. A. G. Sawin.

The minutes of yesterday were read and approved.

## MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., January 21, 1905.

MR. SPEAKER:

The president has signed Senate joint resolution No. 2, relating to the improvement of the Columbia river, etc., and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, WASH., January 21, 1905.

MR. SPEAKER:

The Senate has passed Senate bill No. 15, providing for an exhibit at the Lewis and Clark Exposition and declaring an emergency.

Also, House concurrent resolution No. 3, relating to the death of the late G. B. Gunderson.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker signed Senate joint resolution No. 2.

## FIRST READING OF SENATE BILLS.

Senate bill No. 15, an act relating to the State participation in the Lewis and Clark Exposition and Oriental Fair, 1905, at Portland, Oregon, was read the first time, and on motion the House went into a committee of the whole to consider the bill.

The speaker called Mr. J. B. Lindsley to the chair.

## COMMITTEE OF THE WHOLE.

OLYMPIA, WASH., January 21, 1905.

MR. SPEAKER:

The House, acting as a Committee of the Whole, to which was referred Senate bill No. 15, entitled "An act to provide for the collection, exhibition and maintenance of products of the State at the Lewis and Clark Centennial Exposition at Portland, Oregon, 1905, has had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and do pass:

That section 2 be amended by striking out of line 4 of the engrossed bill the word "hereby" and substituting in lieu thereof the word "hereinafter."

That section 3 be amended by striking out in line 5 of the engrossed bill the word "their" before the word "proceedings" and substituting in lieu thereof the word "its."

That section 4 be amended by striking out in line 4 of the engrossed bill the word "committee" and substituting in lieu thereof the word "commission."

That section 6 be amended by inserting in line 3 of the engrossed bill between the words "place" and "to," the words "or places."

That section 8 of said engrossed bill be amended by striking out of line 2 thereof the words and figures "one hundred thousand dollars (\$100,000)" and substituting in lieu thereof the following: "seventy-five thousand dollars (\$75,000), or so much thereof as may be necessary."

That section 10 be amended by striking out in line 1 of the engrossed bill the words and figures "one hundred and eighty-nine (189)," and substituting in lieu thereof the words and figures "one hundred and eighty-eight (188)."

That the title of said act be amended by striking out in line 5 of the title of the engrossed bill the words and figures "one hundred and eighty-nine (189)" and substituting in lieu thereof the words and figures "one hundred and eighty-eight (188)."

J. B. LINDSLEY, Chairman Committee of the Whole.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 15 was passed to third reading.

The bill as amended was read the third time and placed on final passage and passed by the following vote: Yeas 82, nays 1, absent or not voting 11.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Clarke, Coate, Crane, D. J. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—82.

Mr. Crandall voted nay.

Those absent or not voting were: Messrs. Bartlett, Byerly, Geo. L. Davis, Harper, Irving, Lyons, Miller, Morrill, Reiter, Roth, and Shultz—11.

The emergency clause passed by the following vote: Yeas 84, absent or not voting 10.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Keillogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—84.

Those absent or not voting were: Messrs. Bartlett, Geo. L. Davis, Huxtable, Irving, Lyons, Miller, Morrill, Reiter, Roth, and Shultz—10.

There being no objection, the title of the bill was ordered to stand as the title of the act.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed and referred to the committees indicated.

House bill No. 107, by Mr. Byerly: An act prohibiting the manufacture, sale, or bringing into the State for the purpose of sale, giving away, or otherwise disposing of any cigarettes, cigarette wrappers or paper or substitute therefor, providing penalties, and repealing certain laws.

Referred to the Committee on Public Morals.

House bill No. 108, by Mr. N. E. Linsley: An act to provide for the disposition of the delinquent tax lists of the several counties of the State of Washington.

Referred to the Committee on Revenue and Taxation.

House bill No. 109, by Mr. Harper: An act providing a closed season for trout fishing in Trout Creek, in the county of Ferry, and declaring an emergency.

Referred to the Committee on Game and Game Fish.

House bill No. 110, by Mr. Charles Johnson: An act to amend section one (1) of chapter forty-seven (47) of the Laws of 1903, providing for a closed season for trout fishing in the lakes and streams of Chelan county, and declaring an emergency.

Referred to the Committee on Game and Game Fish.

House bill No. 111, by Mr. Todd: An act amending section 3 of an act entitled, "An act creating and providing for the enforcement of liens for labor and material," approved February 21, 1893.

Referred to the Committee on Judiciary.

House bill No. 112, by Mr. Lambert: An act providing for a State wagon road, beginning at Marble Mount, Skagit county, Washington, thence in a northerly direction up the west bank of the Skagit river to the mouth of Ruby creek; thence in an easterly direction up Ruby creek to the mouth of Canyon creek; thence in an easterly direction up Canyon creek to the mouth of Slate creek; thence in an easterly direction up Slate creek to the town of Barren, in Whatcom county; making an appropriation therefor, and creating a commission to lay out and establish said wagon road, and declaring an emergency.

Referred to the Committee on Roads and Bridges.

House bill No. 113, by Mr. Gleason: An act authorizing associations and companies owning cemeteries to accept trust funds, the income therefrom to be used in the betterment, care and improvement of such cemeteries.

Referred to the Committee on Corporations other than Municipal.

House bill No. 114, by Mr. Vilas: An act empowering cities of the first class to enact building ordinances and create a building department, and defining the powers and duties thereof.

Referred to the Committee on Municipal Corporations of the First Class.

House bill No. 115, by Mr. Vilas: An act to regulate plumbing in cities of the first class in the State of Washington, providing for the licensing of persons to carry on the business and work of plumbing, creating a board of examiners, providing for a plumbing inspector, fixing the compensation of examiners, providing a penalty for the violation thereof and repealing all acts in conflict therewith.

Referred to the Committee on Municipal Corporations of the First Class.

House bill No. 116, by Mr. Booth: An act relating to the orders, judgments and opinions of the supreme court of Washington, and the furnishing of copies thereof to the parties.

Referred to the Committee on Judiciary.

House bill No. 117, by Mr. Clarke: An act fixing the salaries of county commissioners in counties of the first class and amending section one of an act entitled, "An act to amend sections 3 to 31, both inclusive of an act entitled 'An act classifying the counties according to population, enumerating the county officers, fixing the salaries thereof, providing for deputies, collection of fees and payment of salaries,'" said section hereby amended being section one of chapter CLXI of the Session Laws of 1895 amendatory of chapter 10 of the laws of 1890, and approved March 20, 1895, (being the same as section 4007 of Pierce's Code of the Laws of Washington).

Referred to the Committee on Compensation and Fees for State and County Officers.

On motion House bill No. 85, introduced by Mr. Bassett, by request, was ordered printed.

### JOINT SESSION.

At 12:00 o'clock noon the joint session was called to order by the president of the Senate.

The secretary of the Senate called the Senate roll, all members being present except Senators Clapp, Davis, Graves, Hemrich, Hutson, Kinnear, LeCrone, Palmer, Sharp, S. T. Smith, Sumner, Tucker, Van de Vanter, Veness, all excused.

The clerk of the House called the roll of the House, all members being present except Messrs. Bartlett, Bishop, Irving, Lyons, Miller, Morrill, Reiter, Roth, Shultz, all excused.

The journal of yesterday's joint session was read and approved. The president announced that there was no election of United States senator at the last joint ballot, and instructed the secretary to call the joint roll for the sixth joint ballot.

### SIXTH JOINT BALLOT.

Addison G. Foster received twenty-nine votes.

Samuel H. Piles received twenty-four votes.

Charles Sweeny received twenty-four votes.

John L. Wilson received fourteen votes.

Wesley L. Jones received seven votes:

Charles Vorhees received seven votes.

Those voting for Addison G. Foster were: Messrs. Bassett, Bradley, Bronson, Christian, Crandall, Eidemiller, Fenton, Fulton, Hamilton, Lee A. Johnson, Keyes, Lambert, Levin, McCoy, Melcher, Minard, Moldstad, Olsen, Pogue, Poyns, Geo. T. Reid, Roberts, Rudene, Sheets, E. E. Smith, Van Slyke, Welsh, Wilson, Mr. Speaker—29.

Those voting for Samuel H. Piles were: Messrs. Blackmore, Blaker, Booth, W. W. Brown, Clarke, Dawes, Dobson, Ericksen, Gleason, Griffin, Henderson, Houston, Hunter, Kennedy, McVay, Potts, Rands, Renick, J. J. Smith, Theurer, Todd, Twichell, Vilas, Weir—24.

Those voting for Charles Sweeny were: Messrs. Allen, Bowers, Bratt, C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, Long, McGregor, Pauly, Ratcliffe, Rudio, Scott, Stansell, Stevenson, Ulsh, Weber—24.

Those voting for John L. Wilson were: Messrs. Benn, D. J. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Russell, Ruth, Strobridge, Vogtlin, Watson—14.

Those voting for Wesley L. Jones were: Messrs. Bolinger, Boone, Dickson, Hare, Kenoyer, Stilson, Williams—7.

Those voting for Charles S. Voorhees were: Messrs. Ayer, Earles, Harper, Maloney, Moore, Rasher, Weatherford—7.

Absent or not voting: Senator Graves.

Senator Condon paired with Senator Davis.

Senator Baker paired with Senator Van de Vanter.

Senator Hemrich paired with Senator LeCrone.

Senator S. T. Smith paired with Senator Sumner.

Senator Sharp paired with Senator Palmer.

Senator Tucker paired with Senator Stewart.

Senator Hutson paired with Senator Clapp.

Senator Kinnear paired with Senator Hammer.

Senator Veness paired with Mr. Miller.



Mr. Shultz paired with Mr. Lyons.  
Mr. Morrill paired with Mr. Bartlett.  
Mr. Irving paired with Mr. McNicol.  
Mr. Geo. L. Davis paired with Mr. Bishop, Jr.  
Mr. Hughes paired with Mr. Reiter.  
Mr. Byerly paired with Mr. Roth.

On motion of Senator Christian the joint session was dissolved  
at 12:20 o'clock p. m.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., January 21, 1905.

MR. SPEAKER:

The Senate has passed Senate concurrent resolution No. 12, relative to joint meeting of the Senate and House Railroad Committees, and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

Senate concurrent resolution No. 12 calling for an early meeting of railroad committees was adopted under suspension of the rules.

The House adjourned at 1:35 p. m. until 11 o'clock a. m. Monday, January 23.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

## FIFTEENTH DAY.

### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., Monday, January 23, 1905. }  
11 o'clock a. m. }

The House was called to order by the speaker at 11 a. m.

Roll call showed all members present except Messrs. Ayer, Lyons, Poyns, Morgan and Shultz.

Messrs. Morgan, Poyns and Shultz were excused.

Rev. W. S. Crockett offered prayer.

The minutes of Saturday were read and approved:

### PETITIONS AND RESOLUTIONS.

Petition from Puget Sound conference of the Methodist Episcopal church asking employment of chaplain at penitentiary.

Referred to the Committee on Public Morals.

Resolution, by Mr. Harper, relative to acoustic properties of the hall of representatives.

Referred to the Committee on Rules.

### INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated:

House bill No. 118, by Mr. J. B. Lindsley: An act to amend sections six, ten, twelve, thirteen, fifteen, sixteen and seventeen of an act entitled, "An act relating to drugs and medicines, the licensing of persons to compound, dispense, buy and sell the same in the State of Washington, placing restrictions on the sale of wines, malt and spiritous liquors, defining crimes and misdemeanors and prescribing penalties in cases of violations of the provisions of this act, repealing chapter 153 of the Session Laws

of 1891 of Washington, being an act entitled, 'An act to regulate the practice of pharmacy, the licensing of persons to carry on such practice and the sale of poisons in the State of Washington,' approved March 9, 1891, and also repealing chapter 113 of the Session Laws of 1893 of Washington, being an act entitled, 'An act to amend section 8 chapter 153, of the Session Laws of 1891, of Washington, regulating the practice of pharmacy, approved March 9, 1891, and declaring an emergency,' approved March 10, 1893, and declaring an emergency, approved March 14, 1899," same being sections 6959, 6963, 6965, 6966, 6968, 6969 and 6970 of Pierce's Washington Code, and declaring an emergency.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

House bill No. 119, by Mr. Vilas: An act to regulate the practice of optometry and for the appointment of a board of examiners in the matter of said regulation.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

House bill No. 120, by Mr. Gleason: A bill to establish a board of commissioners for the promotion of uniformity of legislation in the United States.

Referred to the Committee on Judiciary.

House bill No. 121, by Mr. Weatherford (by request): An act fixing the present limits of cities of the second, third and fourth classes and providing for the extending of the same.

Referred to the Committee on Municipal Corporations other than First Class.

House bill No. 122, by Mr. Hare: An act relating to the waters of the State and riparian and other rights thereto, the appropriation thereof for beneficial uses, fixing a standard of measurement of such waters, providing that certain contracts for the use of such waters shall not be enforceable, providing for co-operation with the United States in relation to irrigation, granting to the United States, certain rights in State lands and in the waters of the State and in the beds and shores of the waters of the State, imposing certain restrictions upon the sale of certain State lands, granting the right to exercise the power of eminent domain for the utilization of the waters of the State for certain

beneficial uses and for condemning certain lands and property of the State.

Referred to the Committee on Irrigation and Arid Lands.

House bill No. 123, by Mr. Bowers: An act providing for the amendment of section four (4) of article eleven (11) of the constitution of the State of Washington, relating to the establishment of county and township government.

Referred to the Committee on Counties and County Boundaries.

House bill No. 124, by Mr. Levin: An act in relation to savings banks, savings and loan societies, and institutions in which deposits of money are made and interest paid thereon.

Referred to the Committee on Banks and Banking.

House bill No. 125, by Mr. Lee A. Johnson: An act providing for elections to be held by the legal voters of the State of Washington, in any county, incorporated city, town or township upon a petition of 15 per cent of the legal voters; providing for the filing of petitions for such elections, and for the time and manner of holding and conducting the same; limiting the power of granting licenses in accordance with said elections; prescribing penalties for violations; prescribing the duties of public officers in relation to such elections, and providing for the punishment in case of failure to discharge their duties; providing for the publication of notices of such elections and limiting the time when such questions may again be submitted to vote in the same territory, and declaring certain rules of evidence applicable to prosecutions under this act, and generally regulating the sale of intoxicating liquors.

Referred to the Committee on Public Morals.

House bill No. 126, by Mr. Bolinger: An act to establish a State fish hatchery on the upper Methow river, or some of its tributaries in Okanogan county, in the State of Washington.

Referred to the Committee on Fisheries.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., January 23, 1905.

MR. SPEAKER:

The president has signed Senate joint resolution No. 1, relating to interstate commerce laws, and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker signed in open session Senate joint resolution No. 1.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 23, 1905.

MR. SPEAKER:

Your committee on Engrossed Bills, to whom was referred House bill No. 48, have compared same with the original bill and find it correctly engrossed.

Respectfully submitted.

LEE VAN SLYKE, Chairman.

We concur in this report: E. A. Blackmore, K. P. Frostad, Frank Allen, E. D. Reiter, Frank H. Renick, C. E. Vilas.

## THIRD READING OF BILLS.

House bill No. 48, the bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 85, nays 0, absent or not voting 9.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irvin, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Strobbridge, Theurer, Todd, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, Mr. Speaker—85.

Those absent or not voting were: Messrs. Ayer, Bartlett, Falconer, Levin, Lyons, Morgan, Poyns, Shultz, Twichell—9.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bills Nos. 44 and 121, by request, were ordered printed.

## JOINT SESSION.

The joint session was called to order at 12:00 o'clock noon by the president.

The secretary of the Senate called the roll of the Senate; all members being present except Senators Graves, Palmer and Sharp, who were excused.

The clerk of the House called the roll of the House, all members being present except Messrs. Ayer, Lyons, Morgan, Poyns, Shultz and Twichell, who were excused.

The journal of the last joint session was read and approved.

The president announced that as no person had received a majority of all the votes at the last joint session there had been no election of United States senator and instructed the secretary to call the joint roll for the seventh joint ballot.

#### SEVENTH JOINT BALLOT.

Addison G. Foster received forty votes.

Samuel H. Piles received twenty-nine votes.

Charles Sweeny received twenty-eight votes.

John L. Wilson received sixteen votes.

Wesley L. Jones received seven votes.

William Hickman Moore received five votes.

Will G. Graves received one vote.

Those voting for Addison G. Foster were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Bradley, Bronson, Byerly, Christian, Clapp, Crandall, Lincoln Davis, Eidemiller, Fenton, Fulton, Hamilton, Hammer, Hughes, Lee A. Johnson, Lambert, LeCrone, Levin, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Pogue, Geo. T. Reid, Roberts, Rudene, Sheets, E. E. Smith, Stewart, Sumner, Van Slyke, Welsh, Wilson, Mr. Speaker—40.

Those voting for Samuel H. Piles were: Messrs. Blaker, Booth, W. W. Brown, Clarke, Dawes, Dobson, Ericksen, Gleason, Hemrich, Henderson, Houston, Hunter, Irving, Kennedy, Keyes, Kinnear, McVay, Morrill, Potts, Rands, Renick, J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Van de Vanter, Vilas, Weir—29.

Those voting for Charles Sweeny were: Messrs. Allen, Baker, Bowers, Bratt, C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, Long, McGregor, Pauly, Ratcliffe, Reiter, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, Weber—28.

Those voting for John L. Wilson were: Messrs. Benn, Condon, D. J. Davis, Geo. L. Davis, Dyke, Falconer, Frostad, Chas. John-

son, O'Donnell, Walter J. Reed, Roth, Russell, Ruth, Strobridge, Vogtlin, Watson—16.

Those voting for Wesley L. Jones were: Messrs. Bolinger, Boone, Dickson, Hare, Kenoyer, Stilson, Williams—7.

Those voting for William Hickman Moore were: Messrs. Earles, Harper, Maloney, Rasher, Weatherford—5.

Senator Moore voted for Will G. Graves.

Those absent or not voting were: Senator Graves and Mr. Ayer.

Senator Palmer paired with Senator Sharp.

Mr. Twichell paired with Mr. Shultz.

Mr. Lyons paired with Mr. Poyns.

Mr. Morgan paired with Mr. Griffin.

At 12:20 p. m., on motion of Mr. Dickson, the joint session dissolved.

The chair announced that Mr. Bowers of Spokane had been placed on the Committee of Roads and Bridges in place of Mr. Williams.

The House adjourned at 12:25 until 11 o'clock tomorrow morning.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## SIXTEENTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Tuesday, January 24, 1905. }  
11 o'clock, a. m. }

The House was called to order by the speaker at 11 a. m.

Roll call showed all members present except Messrs. Twitchell and Weatherford, who were excused.

Rev. W. S. Crockett offered prayer.

The minutes of yesterday were read and approved.

## PETITIONS AND MEMORIALS.

A petition from the chamber of commerce of Spokane, in regard to the Lewis and Clark Centennial Exposition was read and laid on the table, the bill making the appropriation already having been passed.

## CONCURRENT RESOLUTION.

House concurrent resolution No. 4, by Mr. Williams, providing for a committee from the Legislature to meet a like committee from the Legislature of Oregon to discuss suggested legislation pertaining to the fishing interests of the Columbia river, was adopted under suspension of the rules and the speaker appointed Messrs. Roth, Stevenson and Williams as House members of said committee.

## REPORT OF STANDING COMMITTEES.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 23, 1905.

**MR. SPEAKER:**

We, your Committee on Judiciary, to whom was referred House bill No. 67, entitled "An act amending section 2904 of Pierce's Code of Washington, same being section 6561 of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that when so amended it do pass:

Amend title to read as follows: "An act amending section 6561 of Ballinger's Annotated Codes and Statutes of Washington, same being section 2904 of Pierce's Washington Code, relating to security for costs in justice courts."

In lines 1 and 2 of the printed bill, being lines 1, 2 and 3 of section 1 of the original bill, strike out the words "That section 2904 of Pierce's Code of Washington, same being section 6561 of Ballinger's Annotated Codes and Statutes of Washington," and substitute therefor the words "That section 6561 of Ballinger's Annotated Codes and Statutes of Washington, same being section 2904 of Pierce's Washington Code."

In line 4 of the printed bill, being line 5 of section 1 of the original bill, substitute "Sec. 6561" for "Sec. 2904."

In lines 7 and 8 of the printed bill, being lines 10 and 11 of section



1 of the original bill, strike out the words "if the same is allowed by the justice" and substitute therefor the words "when allowed."

CHAS. S. GLEASON, Chairman.

We concur in this report: J. H. Dawes, Elmer E. Todd, E. D. Relter, Robt. F. Booth, Joseph B. Lindsley, J. A. Kellogg, H. L. Strobridge, W. D. Scott, R. S. Lambert.

The report of the committee was adopted and the amendments recommended by the committee were adopted.

House bill No. 60: Recommend that it be indefinitely postponed.

The report was adopted.

House bill No. 89: Recommend it be referred to the Committee on Game and Game Fish.

The report was adopted.

House bill No. 28: Recommend it do pass.

### SECOND READING OF BILLS.

House bill No. 67, amending section 2904 of Pierce's Code of Washington, was read the second time by sections and passed to third reading.

House bill No. 28, to provide for the payment of the premiums on official bonds, was read the second time by sections and passed to third reading.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed and referred to the committees indicated.

House bill No. 127, by Mr. Booth: A bill to create a state board of osteopathic registration and examination, to license osteopathic physicians, to regulate the practice of osteopathy in the State of Washington, prescribing penalties for the violation of this act.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

House bill No. 128, by Mr. Booth: An act providing for and fixing the amount of bonds of guardians.

Referred to the Committee on Judiciary.

House bill No. 129, by Mr. Geo. L. Davis: An act providing for the protection and health of employes in factories, mills or workshops, where machinery is used, and providing for suits to recover damages sustained, by the violation thereof, and repealing

an act entitled "An act providing for the protection of employes in factories, mills or workshops where machinery is used, and providing for the punishment of the violation thereof," approved March 6, 1903, and repealing all other acts or parts of acts in conflict herewith, and declaring an emergency.

Referred to the Committee on Commerce and Manufactures.

House bill No. 130, by Messrs. Kenoyer and Smith: An act to prohibit all live stock from running at large in any county in the State of Washington in which three-fourths of the land adapted to agriculture and grazing is under fence.

Referred to the Committee on Agriculture.

House bill No. 131, by Mr. Kenoyer: An act to repeal an act entitled "An act to amend section 1, (Pierce's Code, section 3921) of an act entitled 'An act to provide for annexing certain territory to a neighboring county to which it is contiguous,' and to repeal section 10 of said act, approved March 9, 1891." Approved by the Governor March 16, 1903.

Referred to the Committee on County and County Boundaries.

House bill No. 132, by Mr. Dawes: An act for the relief of Henry Somers, and making an appropriation therefor.

Referred to the Committee on Claims and Auditing.

House bill No. 133, by Mr. Benn and Mr. Geo. L. Davis: An act prohibiting the use of deception, misrepresentation, false advertising, false pretenses and unlawful force in the procuring of employes to work in any department of labor in this State; prohibiting the holding of baggage or personal effects for advanced wages; or holding any of the personal effects of any kind whatever of any person employed by a firm, company or corporation, and fixing penalties for the violation therefor.

Referred to the Committee on Commerce and Manufactures.

House bill No. 134, by Mr. Dyke: An act governing pilotage on the waters of Puget Sound and its tributaries and regulating the compensation therefor and repealing sections 3216, 3217, 3218, 3219, 3220, 3221, 3222, 3223, 3224, 3225, 3226, 3227, 3228, 3229, 3230, 3231, 3232, 3233, 3234, 3235, 3236, 3237, 3238, 3239, 3240, 3241, 3242, and 3243, of Ballinger's Code.

Referred to the Committee on Commerce and Manufactures.

House bill No. 135, by Mr. McCoy: An act creating a fund to be known as the public highway fund, and making provision for

an annual levy to produce revenue therein for the construction and repairs of highways and bridges.

Referred to the Committee on Roads and Bridges.

House bill No. 136, by Mr. Lambert: An act to provide for sheriffs charging fees for serving warrants of arrest in criminal cases and adding to the schedule of sheriffs' fees prescribed in chapter 151 of the act of 1903.

Referred to the Committee on Judiciary.

House bill No. 137, by Mr. Strowbridge: An act to regulate the practice of osteopathy in the State of Washington; to license oosteopaths and to punish all persons violating the provisions of this act, and amending sections 3012 of Ballinger's Annotated Codes and Statutes of Washington, relating to the appointment of a state board of medical examiners, and declaring an emergency.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

House bill No. 138, by Mr. Brown (by request): An act to repeal an act entitled "An act to prohibit the carrying on of the business of barbering on Sunday and providing a penalty for the violation thereof," approved March 7, 1903, and being chapter 55 of the Session Laws of 1903 of the State of Washington.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 139, by Mr. Dickson: An act establishing hunter's license, providing for the disposition of all moneys collected under the same, fixing the penalties, repealing all conflicting laws, repealing section (9) nine, chapter one hundred and thirty-four (134) of the Session Laws of 1901, and repealing all of chapter ninety-four (94) of the Session Laws of 1903, the same being an act establishing hunter's license, providing for the disposition of all moneys collected under the same, fixing the penalties and repealing all conflicting laws.

Referred to the Committee on Game and Game Fish.

House bill No. 140, by Mr. McNicol: An act concerning wages of labor, and amending sections 1 and 3 of "An act to provide for the payment of wages of labor in lawful money of the United States and to punish violations of the same," approved February 2, 1888.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 141, by Mr. Hare: An act to amend an act entitled "An act to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this State, and for the purpose of driving, sorting, holding and delivering logs and other timber products thereon, fixing maximum tolls therefor." Approved March 18th, 1895.

Referred to the Committee on Water and Water Rights Other than Irrigation.

### JOINT SESSION.

The joint session was called to order at 12:00 o'clock noon by President Coon.

The secretary of the Senate called the roll of the Senate, all members being present except Senators Graves and Sharp, who were excused.

The clerk of the House called the roll of the House, all members being present except Messrs. Twichell and Weatherford, who were excused.

The journal of the joint session of yesterday was read and approved.

It appearing that no person had received a majority of the votes cast and that there had been no election of United States Senator at the joint session of yesterday, the president instructed the secretary to call the roll for the eighth joint ballot.

### EIGHTH JOINT BALLOT.

Addison G. Foster received forty-three votes.

Samuel H. Piles received thirty-one votes.

Charles Sweeny received twenty-eight votes.

John L. Wilson received seventeen votes.

Wesley L. Jones received seven votes.

Will G. Graves received six votes.

Those voting for Addison G. Foster were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Bradley, Bronson, Byerly, Christian, Clapp, Crandall, Lincoln Davis, Eidemiller, Fenton, Fulton, Griffin, Hamilton, Hammer, Hughes, Lee A. Johnson, Lambert, LeCrone, Levin, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Pogue, Poyns, Geo. T. Reid, Roberts, Rudene, Sheets,

Shultz, E. E. Smith, Stewart, Summer, Van Slyke, Welsh, Wilson, and Mr. Speaker—43.

Those voting for Samuel H. Piles were: Messrs. Blaker, Booth, W. W. Brown, Clarke, Dawes, Dodson, Ericksen, Gleason, Heinrich, Henderson, Houston, Hunter, Irving, Kennedy, Keyes, Kinnear, Lyons, McVay, Morrill, Palmer, Potts, Rands, Renick, J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Van de Vanter, Vilas, and Weir—31.

Those voting for Charles Sweeny were: Messrs. Allen, Baker, Bowers, Bratt, C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, Long, McGregor, Pauly, Ratcliffe, Reiter, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, and Weber—28.

Those voting for John L. Wilson were: Messrs. Benn, Condon, D. J. Davis, Geo. L. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Roth, Russell, Ruth, Strobridge, Vogtlin, and Watson—17.

Those voting for Wesley L. Jones were: Messrs. Bolinger, Boone, Dickson, Hare, Kenoyer, Stilson, and Williams—7.

Those voting for Will G. Graves were: Messrs. Ayer, Earles, Harper, Maloney, Moore, and Rasher—6.

Those absent or not voting were: Senator Graves and Mr. Weatherford—2.

Senator Sharp was paired with Mr. Twichell.

No person having received a majority of the votes, the president declared there had been no election and instructed the secretary to call the roll for the ninth joint ballot.

#### NINTH JOINT BALLOT.

Addison G. Foster received forty-five votes.

Samuel H. Piles received thirty-one votes.

Charles Sweeny received twenty-eight votes.

John L. Wilson received seventeen votes.

Wesley L. Jones received seven votes.

Will G. Graves received four votes.

Those voting for Addison G. Foster were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Bradley, Bronson, Byerly, Christian, Clapp, Crandall, Lincoln Davis, Earles, Eidemiller, Fenton, Fulton, Griffin, Hamilton, Hammer, Harper, Hughes, Lee A. Johnson,

Lambert, LeCrone, Levin, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Pogue, Poyne, Geo. T. Reid, Roberts, Rudene, Sheets, Shultz, E. E. Smith, Stewart, Summer, Van Slyke, Welsh, Wilson, and Mr. Speaker—45.

Those voting for Samuel H. Piles were: Messrs. Blaker, Booth, W. W. Brown, Clarke, Dawes, Dobson, Ericksen, Gleason, Hemrich, Henderson, Houston, Hunter, Irving, Kennedy, Keyes, Kinnear, Lyons, McVay, Morrill, Palmer, Potts, Rands, Renick, J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Van de Vanter, Vilas, and Weir—31.

Those voting for Charles Sweeny were: Messrs. Allen, Baker, Bowers, Bratt, C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, Long, McGregor, Pauly, Ratcliffe, Reiter, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, and Weber—28.

Those voting for John L. Wilson were: Messrs. Benn, Condon, D. J. Davis, Geo. L. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Roth, Russell, Ruth, Strobridge, Vogtlin, and Watson—17.

Those voting for Wesley L. Jones were: Messrs. Bolinger, Boone, Dickson, Hare, Kenoyer, Williams, Stilson—7.

Those voting for Will G. Graves were: Messrs. Ayer, Maloney, Moore, and Rasher—4.

Those absent or not voting were: Senator Graves and Mr. Weatherford—2.

Senator Sharp was paired with Mr. Twichell.

At 12:25 p. m., on motion of Mr. Dickson, the joint session dissolved.

The House took a recess till 2 o'clock, p. m.

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#### AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Ericksen, Twichell and Weatherford, who were excused.

Shultz, E. E. Smith, Stewart, Summer, Van Slyke, Welsh, Wilson, and Mr. Speaker—43.

Those voting for Samuel H. Piles were: Messrs. Blaker, Booth, W. W. Brown, Clarke, Dawes, Dodson, Ericksen, Gleason, Henrich, Henderson, Houston, Hunter, Irving, Kennedy, Keyes, Kinneer, Lyons, McVay, Morrill, Palmer, Potts, Rands, Renick, J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Van de Vanter, Vilas, and Weir—31.

Those voting for Charles Sweeny were: Messrs. Allen, Baker, Bowers, Bratt, C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, Long, McGregor, Pauly, Ratcliffe, Reiter, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, and Weber—28.

Those voting for John L. Wilson were: Messrs. Benn, Condon, D. J. Davis, Geo. L. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Roth, Russell, Ruth, Strobbridge, Vogtlin, and Watson—17.

Those voting for Wesley L. Jones were: Messrs. Bolinger, Boone, Dickson, Hare, Kenoyer, Stilson, and Williams—7.

Those voting for Will G. Graves were: Messrs. Ayer, Earles, Harper, Maloney, Moore, and Rasher—6.

Those absent or not voting were: Senator Graves and Mr. Weatherford—2.

Senator Sharp was paired with Mr. Twichell.

No person having received a majority of the votes, the president declared there had been no election and instructed the secretary to call the roll for the ninth joint ballot.

#### NINTH JOINT BALLOT.

Addison G. Foster received forty-five votes.

Samuel H. Piles received thirty-one votes.

Charles Sweeny received twenty-eight votes.

John L. Wilson received seventeen votes.

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Will G. Graves received four votes.

Those voting for Addison G. Foster were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Bradley, Bronson, Byerly, Christian, Clapp, Crandall, Lincoln Davis, Earles, Eidemiller, Fenton, Fulton, Griffin, Hamilton, Hammer, Harper, Hughes, Lee A. Johnson,

Lambert, LeCrone, Levin, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Pogue, Poyne, Geo. T. Reid, Roberts, Rudene, Sheets, Shultz, E. E. Smith, Stewart, Summer, Van Slyke, Welsh, Wilson, and Mr. Speaker—45.

Those voting for Samuel H. Piles were: Messrs. Blaker, Booth, W. W. Brown, Clarke, Dawes, Dobson, Ericksen, Gleason, Hemrich, Henderson, Houston, Hunter, Irving, Kennedy, Keyes, Kinnear, Lyons, McVay, Morrill, Palmer, Potts, Rands, Renick, J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Van de Vanter, Vilas, and Weir—31.

Those voting for Charles Sweeny were: Messrs. Allen, Baker, Bowers, Bratt, C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, Long, McGregor, Pauly, Ratcliffe, Reiter, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, and Weber—28.

Those voting for John L. Wilson were: Messrs. Benn, Condon, D. J. Davis, Geo. L. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Roth, Russell, Ruth, Strobridge, Vogtlin, and Watson—17.

Those voting for Wesley L. Jones were: Messrs. Bolinger, Boone, Dickson, Hare, Kenoyer, Williams, Stilson—7.

Those voting for Will G. Graves were: Messrs. Ayer, Maloney, Moore, and Rasher—4.

Those absent or not voting were: Senator Graves and Mr. Weatherford—2.

Senator Sharp was paired with Mr. Twichell.

At 12:25 p. m., on motion of Mr. Dickson, the joint session dissolved.

The House took a recess till 2 o'clock, p. m.

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#### AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Ericksen, Twichell and Weatherford, who were excused.



## SPECIAL ORDER.

The hour having arrived, the House took up for consideration the bills vetoed by Governor McBride.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 21, 1903.

House bill No. 192 seeks to appropriate ten thousand dollars for the establishment and maintenance of a branch of the "State soldier's home." This bill is disapproved for the following reasons:

1st. We have a State university at Seattle, an agricultural college and school of science at Pullman, and State normal schools at Whatcom, Ellensburg and Cheney; insane asylums at Stellacoom and Medical Lake; a penitentiary at Walla Walla; a soldiers' home at Orting; a reform school at Chehalis; and a school for defective youth at Vancouver. The cost of maintaining these institutions, owing to their being scattered throughout the State, is much greater than it would be had they been grouped at two or three central points. This policy of "scattering" should not be given further encouragement.

2d. The revenues of the State are not such as to justify this expenditure.

HENRY McBRIDE, Governor.

House bill No. 192, session of 1903, appropriating \$10,000 for the maintenance of a branch state soldiers' home, was considered and failed to pass over the Governor's veto by the following vote: Yeas 11, nays 77, absent or not voting 6.

Those voting yea were: Messrs. Benn, Falconer, Hare, Irving, J. B. Lindsley, Miller, Morgan, Roberts, Stevenson, Strobridge, and Ulsh—11.

Those voting nay were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, N. E. Linsley, Long, Lyons, Maloney, McCoy, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Theurer, Todd, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—77.

Those absent or not voting were: Messrs. Ericksen, Hoch, Keyes, McGregor, Twichell, and Weatherford—6.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 20, 1903.

I cannot approve House bill No. 353. Its purpose is to compel counties to bear the expense of sending defective youth to and from the "Washington school for defective youth," and to pay for the clothing of such children while at such school. Under the law, as it now is, this burden falls upon counties only when it is made to appear to the satisfaction of county commissioners that the parents of such children are unable to bear such expense. Where parents are able to do this, the burden should not be shifted to others. For this reason House bill No. 353 is disapproved.

HENRY MCBRIDE, Governor.

House bill No. 353, session of 1903, to compel counties to bear expense of transportation of defective youth to and from Washington school for defective youth and to furnish clothing for such children.

The bill failed to pass over the Governor's veto by the following vote: Ayes 3, nays 87, absent or not voting 4.

Those voting yea were: Messrs. Hare, Kenoyer, and Roberts  
--3.

Those voting nay were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—87.

Those absent or not voting were: Messrs. Ericksen, McGregor, Twichell, and Weatherford—4.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 21, 1903.

House bill No. 313 appropriates two hundred dollars for suitably framing the photographic groups of the several legislative bodies, modestly including that of the eighth Legislature. This desire of the Legislature to perpetuate its fame, by having its "photographic group"

framed and hung, at the public expense, in the capitol, is highly commendable. But, unfortunately, the appropriation flood gates were lifted so high, and so many other things permitted to run through, that this measure must fail. Solely upon the ground that our financial condition will not permit this just recognition of services rendered, I am reluctantly compelled to disapprove House bill No. 313.

HENRY MCBRIDE, Governor.

House bill No. 313, session of 1903, appropriating \$200 for framing photographic groups of the several Legislative bodies.

The bill was read and failed to pass over the Governor's veto by the following vote: Yeas 50, nays 35, absent or not voting 3.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bolinger, Booth, Bradley, Clarke, Coate, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Fenton, Gleason, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Kellogg, Keyes, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McGregor, McVay, Miller, Morgan, Olsen, Poyns, Renick, Roberts, Roth, Rudene, Rudio, Smith, Stevenson, Stilson, Strobridge, Van Slyke, Vilas, Vogtlin, Weir, Williams, and Mr. Speaker—56.

Those voting nay were: Messrs. Bishop, Blackmore, Blaker, Bowers, Brown, Byerly, Crandall, Crane, Falconer, Fancher, Frostad, Fulton, Griffin, Hamilton, Harper, Lee A. Johnson, Kenoyer, Lambert, Maloney, McCoy, McNicol, Melcher, Minard, Moldstad, Morrill, Ratcliffe, Reid, Reiter, Scott, Sheets, Shultz, Theurer, Todd, Ulsh, and Weber—35.

Those absent or not voting were: Messrs. Ericksen, Twichell, and Weatherford—3.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 20, 1903.

House bill No. 305 is hereby disapproved for the reason that it would increase, at the expense of the public, the cost of caring for those convicted of petty offenses. No one would derive any benefit from it except those boarding at a profit our criminals.

HENRY MCBRIDE, Governor.

House bill No. 305, session of 1903, relating to the commitment and working of persons for nonpayment of fines and costs.

The bill was read and failed to pass over the Governor's veto, by the following vote: Yeas 8, nays 81, absent or not voting 5.

Those voting yea were: Messrs. Bowers, Dickson, Hare, Roberts, Roth, Ulsh, Weir, and Williams—8.

Those voting nay were: Messrs. Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Van Slyke, Vilas, Vogtlin, Weber, and Mr. Speaker—81.

Those absent or not voting were: Messrs. Allen, Ericksen, Morrill, Twichell and Weatherford—5.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 21, 1903.

House bill No. 380 makes provision for the payment of a bounty for sugar manufactured in this State. It has been claimed this is not an appropriation bill—that no payments could be made under its provisions for the next fiscal period, and that has been urged as a reason for its approval notwithstanding our financial condition. But this is a mistaken view. The bill is clearly an appropriation bill, carrying an appropriation of one hundred thousand dollars for the next two years. In this, the attorney general, to whom the bill has been submitted, agrees with me. While in sympathy with the purpose of the bill, I feel it would not be wise for the State at this time to incur an unnecessary additional indebtedness. For this reason House bill No. 380 is disapproved.

HENRY MCBRIDE, Governor.

House bill No. 380, session of 1903, making provision for the payment of a bounty for sugar manufactured in this State.

The bill was read and failed to pass over the Governor's veto, by the following vote: Yeas 4, nays 87, absent or not voting 3.

Those voting yea were: Messrs. Hare, Harper, Sheets, and Van Slyke—4.

Those voting nay were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis,

Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—87.

Those absent or not voting were: Messrs. Ericksen, Twichell, and Weatherford—3.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 21, 1903.

House substitute bill No. 30, appropriates out of the general fund one hundred and ten thousand dollars,—ten thousand dollars for the salary of a highway commissioner, to be appointed by the Governor, and the expenses incident to that office, and one hundred thousand for roads in various parts of the State. No doubt some of these roads are badly needed. Could I do so, it would afford me great pleasure to approve the items for such roads. But the situation is this: The appropriations made by the eighth Legislature, out of the general fund, amount to something over two million eight hundred thousand dollars, while the estimated revenues for that fund during the next fiscal period, under the most liberal estimate, will not be more than two million two hundred thousand dollars. The appropriations made exceed the estimated revenues by at least six hundred thousand dollars. It would not be good business policy to permit the State to incur an additional indebtedness of that amount in the next two years, nor could there be any justification for such a course. Reasonable provision must be made for our State charitable, educational, penal and reformatory institutions. The running expenses of the several State departments and the expense of legislative sessions must be met. Money in the building of State roads, and in other directions, could be used to the advantage of the public, did our revenues permit. But, if the State is not to be burdened with a constantly increasing indebtedness, our expenses must be limited to our actual necessities, until such time as the Legislature, in its wisdom, sees fit to subject to taxation property now escaping taxation altogether, or assessed at only a small fractional part of its value. When the people of the State insist upon this being done, our revenues will be ample for all legitimate purposes. Solely upon the ground that our financial condition will not justify it, I am compelled to disapprove House substitute bill No. 30.

HENRY McBRIDE, Governor.

House bill No. 30, session of 1903, appropriating \$110,000 for State highways.

The bill was read and passed notwithstanding the Governor's veto, by the following vote: Yeas 79, nays 12, absent or not voting 3.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Falconer, Fenton, Frostad, Gleason, Griffin, Hamilton, Hare, Harper, Hoch, Houston, Hughes, Huxtable, Irving, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Poyns, Ratcliffe, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, and Williams—79.

Those voting nay were: Messrs. Bassett, Byerly, Crandall, Doolittle, Fancher, Fulton, Henderson, Chas. Johnson, Levin, Olsen, Reid, and Mr. Speaker—12.

Those absent or not voting were: Messrs. Ericksen, Twichell, and Weatherford—3.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 23, 1903.

House substitute bill No. 145, is entitled "An act providing for an election on the liquor question on petition of a majority of the legal voters; limiting the power of granting licenses in accordance with said election; prescribing penalty for violations, and removal of officers failing to comply with said provisions."

Section 1 of this bill provides that, whenever a majority of the legal voters of any county shall petition the county commissioners for the privilege to determine by ballot whether the sale of intoxicating liquors as a beverage be permitted in said county, said county commissioners shall order an election for the registration of public sentiment in the matter. This section also provides that said election shall be held not less than twenty nor more than thirty days from the filing of the petition; and that such election shall be advertised and otherwise arranged for and directed in like manner as provided by law for the general county election.

Section 8 declares that any officer, who fails to make provisions for the elections provided for in the bill, "shall be guilty of malfeasance in office, and upon the same being proved by due form, shall thereupon

forfeit his office and be subject to such other penalties as the law may provide."

It is to be noted that the petition must be signed by a majority of the legal voters of the county. This is jurisdictional. An election held without this prerequisite would be invalid. Anyone adversely affected could, in a proper proceeding, have it so declared. What is meant by "legal voters"? and how are the county commissioners to determine whether a majority of such voters have signed the petition? Does the term "legal voters," as used in the bill, mean the same thing as "qualified voters"? If so, the county commissioners would have to order the taking of a census of the qualified voters in the county to determine whether the petition had been signed by the requisite number. There is no provision in the bill for the payment of the expenses necessarily connected with such a proceeding. If by "legal voters" is meant those voting at the last general election, the difficulties in the way of the commissioners determining whether the petition had been signed by a majority of such voters would be fully as great as in determining whether it had been signed by a majority of the "qualified voters" in the county. A list of the names of those voting at the last election would have to be obtained and the petition examined to discover whether it contained a majority of such names.

It may be said these difficulties could be overcome. Perhaps so; but what time have the commissioners for that purpose? By the terms of the bill they are required to order an election to be held not less than twenty nor more than thirty days from the filing of the petition with them. The bill also provides that "*the said election shall be advertised and otherwise arranged for and directed in like manner as provided by law for the general county election.*" Under section 1335 of Ballinger's Code, it is the duty of the county auditor to give at least *thirty* days notice of any general election by posting or causing to be posted up, at each place of holding election in the county, a written or printed notice thereof. If, as this bill provides, the commissioners should order an election to be held not more than thirty days—the longest time it gives—from the filing of the petition, the auditor could not possibly comply with said section 1335 by giving "at least thirty days' notice by posting or causing to be posted up, at each place of holding election in the county, a written or printed notice thereof." Some time would necessarily be consumed in preparing and posting the notices in each precinct in the county. With the law, as it now is, requiring at least thirty days' notice of such an election, and this bill requiring the election to be held not more than thirty days from the filing of the petition, the county commissioners would not have a single moment for examining the petition and determining whether it is signed by a majority of the legal voters of the county. If they take time to determine this, they cannot comply with the provisions of the bill. If they call an election and the petition is not signed by a majority of the legal voters, the election is invalid, for the bill does not provide for any

finding on the part of the commissioners that the petition is signed by a majority of the legal voters, or even, if such finding should be made, that it could be treated as conclusive, or even *prima facie* proof of the verity of the finding. The bill does not give the commissioners time to determine, nor point out to them the method of determining, whether the petition has been signed by a majority of the legal voters of the county; nor does it give to any finding they may make upon that question, any force or effect. An election under this bill would involve heavy expense. If upon the presentation of a petition, the commissioners should order an election held, at the public expense, would anything be concluded? In any civil or criminal proceeding growing out of the bill, could not the question whether a majority of the legal voters of a county had signed the petition be inquired into? If so, an actual count of the legal voters of the county would then have to be had.

Again, the bill declares that "Any officer who shall fail to make provisions for the elections herein provided for, \* \* \* \* shall be guilty of malfeasance in office," and shall upon conviction forfeit his office. It declares officials "guilty of malfeasance in office" for not doing what it is impossible to do in the time given.

For this bill to serve the purpose intended, provisions would have to be read into it which it does not contain. Believing that, in its present state, it would be inoperative, and seeing no good reason why our statute books should be encumbered with it, House substitute bill No. 145 is disapproved.

HENRY MCBRIDE, Governor.

House bill No. 145, session of 1903, a bill providing for local option.

The bill was read and failed to pass over the Governor's veto, by the following vote: Yeas 7, nays 73, absent or not voting 14.

Those voting yea were: Messrs. Bradley, Frostad, Hare, Moldstad, Morrill, Ratcliffe, and Williams—7.

Those voting nay were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blaker, Bolinger, Bowers, Brown, Byerly, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Falconer, Fancher, Fenton, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morgan, Olsen, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Ulsh, Vilas, Vogtlin, Weber, Weir, and Mr. Speaker—73.

Those absent or not voting were: Messrs. Blackmore, Booth,



Clarke, Coate, Crandall, Ericksen, Houston, McCoy, Poyns, Renick, Sheets, Twichell, Van Slyke, Weatherford—14.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 23, 1903.

Having some doubt as to the constitutionality of House bill No. 43, the same was submitted to the attorney general for an opinion upon that question. He has reached the conclusion, in which I agree with him, that the bill is unconstitutional. A copy of his opinion is hereto attached. House bill No. 43 is disapproved.

HENRY MCBRIDE, Governor.

House bill No. 43, session of 1903, providing for the assessment and taxation of mining claims.

The bill was read and failed to pass over the Governor's veto, by the following vote: Yeas 7, nays 63, absent or not voting 24.

Those voting yea were: Messrs. Eidemiller, Hare, Keyes, Lambert, McNicol, Roberts, and Shultz—7.

Those voting nay were: Messrs. Allen, Bartlett, Benn, Bishop, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dobson, Doolittle, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Renick, Rudene, Rudio, Scott, Smith, Stevenson, Strobridge, Theurer, Todd, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—63.

Those absent or not voting were: Messrs. Ayer, Bassett, Blackmore, Booth, Clarke, Coate, Dawes, Dickson, Dyke, Ericksen, Houston, Levin, McCoy, McGregor, Morgan, Poyns, Reiter, Roth, Sheets, Stilson, Twichell, Van Slyke, Weatherford, and Weir—24.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 24, 1903.

House substitute bill No. 89 is entitled "An act creating a state tax commission, prescribing its duties and making an appropriation therefor."

It is claimed some of the provisions of this bill are copied from the Wisconsin statute; that the Wisconsin statute, from which parts of this bill were taken, has worked well, and, therefore, that this bill, if it should become a law, would accomplish good results in this State. For this argument to have force, it should appear that the bill contains the essential provisions of the Wisconsin statute. This bill does not con-

tain the essential features of the Wisconsin statutes; and, if it should become a law, it would not supplement our other statutory provisions as the tax commission law of Wisconsin supplements the other statutory provisions of that State.

In Wisconsin the railroads pay a certain per cent. upon gross earnings; the same is true of telephone companies and of the owners of palace, sleeping and drawing-room cars. Telegraph companies pay on mileage, the amount of the payment per mile depending upon the number of wires used. The state board of assessment assesses and levy the tax upon sleeping car companies, and also upon express companies. The state board of assessment also assess and levy the tax upon freight line companies and upon equipment companies. The state board of assessment consists of the commissioner of taxation, the first assistant commissioner of taxation and the second assistant commissioner of taxation, all appointed by the Governor. The complaint in this State is that railway, telegraph, telephone, express and sleeping car companies are either paying taxes upon but a small fractional part of the value of their property, or else are escaping taxation altogether. In Wisconsin the taxes to be paid by such companies are fixed by statute, or the tax commission is given the power to assess and levy taxes against the same. In this State the taxes of none of these are fixed by statutory provision, nor is the tax commission sought to be established by this bill given any power to assess or levy taxes upon or against the property of any such companies. Therefore, whatever argument may be drawn from the system in force in Wisconsin is against, rather than in favor of, the bill under consideration.

This bill would constitute the state board of equalization a tax commission, but it does not give that board any enlarged power for the purpose of seeing that the property of railways, or other corporations, now assessed too low, or escaping taxation, is assessed at its real value. In my message to the Legislature, under the head of "State board of equalization," I said:

"The state board of equalization, consisting of the secretary of state, the commissioner of public lands, and the state auditor, is powerless to afford relief in the matter of the proper assessment of railroad property. This board simply apportionings among the several counties the amount of tax to be raised in the State for State purposes. It does not determine the rate of taxation, but the total sum to be paid by each county to the State for State purposes. Section 1717, 1 Bal., is as follows:

"When the state board complete their equalization, the auditor of state shall transmit to each county auditor a transcript of the proceedings of the board, within ten days after said board adjourns, specifying the amount to be levied and collected on said assessment books for State purposes for each year, and the county auditor shall compute the required percentum on the valuation thereof as it stands after the same has been equalized by the county board of equalization, and shall extend such taxes in the proper columns of such books."

"The valuation placed upon railroad property by county assessors, as equalized by the boards of county commissioners, is the basis upon which the tax levy is made for both State and county purposes. If railroads should be assessed in any particular county at, say, \$6,280 per mile, the state board could not change that valuation even for State purposes. If it should be of the opinion that the road was

worth, say, \$30,000, instead of \$5,280 per mile, it could take that fact in consideration only for the purpose of determining the total sum to be paid to the State by that particular county—the levy would have to be made by the county auditor upon the basis of \$5,280 per mile. Should the state board, believing the property to be worth \$30,000 per mile, instead of \$5,280, by reason of that fact demand a larger sum from the county, the increased burden would not fall upon the railroad property, where of right it should fall, but, in the main, upon other property in the county assessed at a fair valuation. To do this would be inflicting a penalty upon the taxpayer whose property is properly assessed for the action of county officials in assessing the railroad property too low.

“Considering the powerful influence exerted by the railroads, and the peculiar methods resorted to by some of their agents, it would be expecting almost too much to look for any marked improvement under the law as it now stands. The state board should be a board of equalization in fact instead of in name only, as at present. Upon it should be conferred the power to change valuations as equalized by county boards; and such changes as it directs in this respect should be made upon the books of the several counties. In other words, the valuation of property as equalized by the state board, instead of the valuation as equalized by county boards, should be the basis upon which taxes are levied for both State and county purposes. The state board, then, instead of simply determining the sum total to be paid by each county for State purposes, as now, would determine the rate of taxation for State purposes. It should also have the power to place upon the assessment rolls any property omitted by county assessors. With these changes, the responsibility for property escaping taxation, or being assessed at but a small fraction of its real value, would rest upon the state board, instead of being divided, as now, among the assessors and the commissioners of the several counties.”

Not the slightest attention was paid to the recommendations contained in the foregoing. A simple amendment of the law would have conferred upon the state board, without the expenditure of a single cent, the power to have the property of railway, telegraph, telephone, express and sleeping car companies assessed at a fair valuation. But this bill would authorize the said board to expend fifteen thousand dollars as a “smelling committee,” without power to do anything—without even the poor privilege of recommending to county assessors or county boards of equalization the figure at which such property should be assessed. True, the bill, in a general way, attempts to give the state board of equalization, as a tax commission, general supervision of the system of taxation, but for fear that something may have crept in that would prove really effective, this remarkable provision was incorporated:

“ALL REPORTS OR OTHER INFORMATION GIVEN UNDER THE PROVISIONS OF THIS ACT, SHALL BE TREATED AS CONFIDENTIAL AND SHALL NOT BE OPEN TO PUBLIC INSPECTION OR IN ANY WAY COMMUNICATED BY THE TAX COMMISSION TO ANY PERSON, UNLESS SUCH PUBLICATION SHALL BE NECESSARY IN SOME CIVIL OR CRIMINAL PROCEEDING FOR THE PURPOSE OF ENFORCING THIS ACT.”

In other words, the sum of fifteen thousand dollars is appropriated to enable the state board to satisfy its curiosity, if it has any. The result of its investigations must be carefully concealed from the public that pays the bill. This superabundance of caution on the part of the forces, outside of the Legislature, that consented to the passage of this bill, was wholly unnecessary. Without this provision the bill would

have been toothless, and could not have forced them to bear their fair share of the public burden.

Could I see how this bill would be of the slightest benefit—how it would add to our revenues—or how it would subject the property of tax dodgers, corporate or otherwise, to a fair assessment, it would be cheerfully approved. The forces consenting to the passage of this bill defeated every measure that would have afforded any relief, and offered this as a soothing syrup to the public. The purpose of its passage was not to cure existing evils, but to postpone the inevitable day when a Legislature will be elected that will prove true to the people, and to party pledges—that will not be subservient to private interests—that will see to it that every one, corporation and individual alike, who enjoys the protection of our laws, shall bear a fair share of the public burden in the matter of taxation. The expenditure of fifteen thousand dollars under the provisions of this bill would be but little short of a criminal waste of public funds. House substitute bill No. 89 is disapproved.

HENRY MCBRIDE, Governor.

House substitute bill No. 89, session of 1903, creating a tax commission, was read and failed to pass over the Governor's veto, by the following vote: Yeas 2, nays 69, absent or not voting 23.

Those voting yea were: Messrs. Hare and Roth—2.

Those voting nay were: Messrs. Allen, Ayer, Bartlett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Crandall, Geo. L. Davis, Dickson, Dobson, Doolittle, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Renick, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—69.

Those absent or not voting were: Messrs. Bassett, Booth, Clarke, Coate, Crane, D. J. Davis, Dawes, Dyke, Eidemiller, Ericksen, Gleason, Hamilton, Houston, Levin, Reid, Reiter, Roberts, Theurer, Twichell, Ulsh, Van Slyke, Weatherford, and Weir—23.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 20, 1903.

I cannot approve House bill No. 372. Its general object seems to be to facilitate the taking or damaging of private property for corporate uses against the will of the owner thereof. It might well have been entitled "An act making easy the taking or damaging of private property for corporate uses against the will of the owner."

No one questions the existence of the right of eminent domain in the State, nor the propriety of the State delegating that right to private corporations engaged in the performance of public or quasi-public functions. But it seems to me that wise legislation lies along the line of guarding the interests of the private owner where property is to be taken or damaged against his will at a compensation to be fixed by others than himself. If, in these days of numberless corporations formed for purposes so varied, additional safeguards cannot be thrown around the private owner, at least such as now exist should not be removed.

If I correctly understand the provisions of this bill, it would permit a railroad or other like corporation to condemn a right-of-way through a whole county, or through or under a populous city, in one proceeding in which all the owners of property in the county, or of lots in the city, along the right-of-way, would be joined as respondents, the whole case to be tried before a single jury. In empanneling such a jury all the hundred, or thousand, respondents, as the case might be, would necessarily have to act as a unit, all of them possessing in common the right of only three peremptory challenges. In an action by the railroad company against any one of these respondents for the collection of a disputed debt he would have the right to excuse from the jury peremptorily any three jurors who might be objectionable to him, while in a proceeding, under this bill, to take or damage his home, his farm or his place of business—in which proceeding the railroad company might at its pleasure join a hundred others as respondents—he could not excuse peremptorily from the jury even his worst enemy, unless the other hundred respondents should be pleased to join with him in the challenge.

The bill is also objectionable from another standpoint. Under the jury act of 1901, in counties from the first to the seventh class, both inclusive, all juries are required to be drawn by chance, in open court and in the presence of the jury commissioners, from the names in the jury box of the county as previously placed there by said jury commissioners. Under this bill, if no jury be in attendance upon the court at the time fixed for calling a jury to assess the damages of property owners, the sheriff is authorized to select the jurors for the jury upon an open venire, thus placing in the hands of one official the power to make his own choice of jurymen for the panel. The jury act of 1901 was enacted with a view of correcting certain abuses which had grown around past methods of choosing jurors in the larger cities and towns. The reports reaching me are favorable to the act, and it seems clear that its provisions are a great improvement upon methods formerly in vogue. No attempt should be encouraged, whether in the interest of railway corporations or otherwise, to break down the barriers erected by the jury act of 1901 for the protection of the purity of the jury system.

For these reasons House bill No. 372 is disapproved.

HENRY McBAIRD, Governor.

House bill No. 372, session of 1903, relating to procedure in the appropriation of private property by corporations, was read and failed to pass over the Governor's veto, by the following vote: Yeas 2, nays 72, absent or not voting 20.

Those voting yea were: Messrs. Gleason, and Hare—2.

Those voting nay were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Falconer, Fancher, Fenton, Fulton, Griffin, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McNicol, McVay, Melcher, Miller, Minard, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobidge, Vogtlin, Weber, Williams, and Mr. Speaker—72.

Those absent or not voting were: Messrs. Booth, Dawes, Dyke, Eidemiller, Ericksen, Frostad, Hamilton, Houston, McCoy, McGregor, Moldstad, Rudene, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weatherford, and Weir—20.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 21, 1903.

House bill No. 122 makes provision for the payment of bounties for the killing of coyotes and wolves, and appropriates fifty thousand dollars for that purpose. For the reason that the appropriations for the next two years far exceeds estimated revenues, this bill is disapproved.

HENRY McBRIDE, Governor.

House bill No. 122, session of 1903, for the payment of bounties for the killing of coyotes and wolves.

The bill was read and passed the House notwithstanding the Governor's veto, by the following vote: Yeas 78, nays 9, absent or not voting 7.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Bowers, Brown, Byerly, Clarke, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Falconer, Fancher, Fenton, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, Long,

Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Ulsh, Van Slyke, Vilas, Weber, and Williams—78.

Those voting nay were: Messrs. Bishop, Bradley, D. J. Davis, Frostad, Griffin, N. E. Linsley, Roberts, Vogtlin, and Mr. Speaker—9.

Those absent or not voting were: Messrs. Booth, Ericksen, Houston, Theurer, Twichell, Weatherford, and Weir—7.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 21, 1903.

HON. S. H. NICHOLS, *Secretary of State*:

Sir: I herewith transmit to you, for filing in your office, House omnibus appropriation bill No. 454, entitled "An act making appropriations for the maintenance of and construction of buildings and other improvements at, and other sundry expenses for the various state institutions and offices, and for the sundry civil expenses of the State government for the fiscal term beginning April 1, 1903, and ending March 31, 1905," with my approval, except the following items:

*Page 3, under the head of, For Fire Marshal's Office—*

For per diem expenses for deputy fire marshals.....	\$ 3,000.00
For buying records, stationery, postage and incidentals for office of state fire marshal .....	250.00
For traveling expenses of state fire marshal.....	250.00

*Page 6, under head of, For Scientific Experimental Station—*

Salary of superintendent at \$2,000 per year.....	\$ 4,000.00
Salary of assistant at \$720 per year.....	1,440.00
General expenses at \$1,000 per year.....	2,000.00
Laboratory, museum building, supplies, etc.....	7,100.00

*Page 6, under head of, For Experiment Station at Puyallup—*

Salaries and labor.....	\$ 8,000.00
Laboratory .....	700.00
Repairs and improvements and clearing lands.....	2,000.00
Farm machinery, supplies and incidentals.....	1,300.00

*Page 6, under head of, For Free Traveling Library—*

Maintenance .....	\$ 6,000.00
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*Page 8, under head of, For Superior Court—*

Payment of salaries and expenses of superior judges pro tem.....	\$ 1,200.00
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*Page 8, under head of, For Geological Survey—*

Maintenance, at \$5,000 per year.....	\$10,000.00
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*Page 8—*

For White Shield Home, Tacoma, \$50 per month.....	\$ 1,200.00
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*Page 9—*

For state historical society.....	\$ 5,000.00
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*Page 10—*

For relief of Franklin county.....	\$ 5,334.72
For relief of Spokane county.....	5,337.06
For relief of Kittitas county.....	3,765.98
For relief of Thurston county.....	1,541.69
For relief of Yakima county.....	4,890.28

*Page 10—*

For Lake Crescent trout hatchery.....	\$ 3,000.00
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The above specified items are disapproved for the reason that the condition of the State's finances is not such as to justify their approval. No doubt many of these items, perhaps all of them, are meritorious, but with the appropriations from the general fund exceeding the estimated revenues at least six hundred thousand dollars, I feel it incumbent upon me not to approve any item not strictly necessary. The controlling reason for not approving the items for the relief of the counties of Franklin, Spokane, Kittitas, Thurston and Yakima, is this: These claims, if legal, and binding upon the State, can be established in our courts. If not just claims, there is no good reason for their allowance. Without the slightest disrespect to the Legislature, it must be admitted that a court is the proper tribunal for determining such questions.

Respectfully yours,

HENRY MCBRIDE, Governor.

Portions of House bill No. 454, session of 1903, containing items disapproved in the general appropriation bill, were read. On request of Mr. J. B. Lindsley, a separate vote was taken on the following items:

For relief of Franklin county.....	\$5,334.72
For relief of Spokane county.....	5,337.06
For relief of Kittitas county.....	3,765.98
For relief of Thurston county.....	1,541.69
For relief of Yakima county.....	4,890.28

The above items were passed notwithstanding the Governor's veto, by the following vote: Yeas 82, nays 0, absent or not voting 12.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher,



Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—82.

Those absent or not voting were: Messrs. Booth, Brown, Clarke, Eidemiller, Ericksen, Griffin, Houston, Theurer, Twichell, Van Slyke, Weatherford, and Weir—12.

The other items of House bill No. 454, session of 1903, were read and failed to pass over the veto of the Governor, by the following vote: Yeas 0, nays 74, absent or not voting 20.

Those voting nay were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Weber, Weir, Williams, and Mr. Speaker—74.

Those absent or not voting were: Messrs. Benn, Booth, Bradley, Brown, Clarke, Dickson, Eidemiller, Ericksen, Hare, Houston, Irving, McGregor, Morrill, Theurer, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, and Weatherford—20.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., January 24, 1905.

**MR. SPEAKER:**

The Senate has concurred in the House amendments to Senate bill No. 15, making an appropriation for the Lewis and Clark Exposition.

J. W. LYSONS, Secretary of the Senate.

Mr. Reid moved that the House only purchase the fifty-six copies of Pierce's Codes already delivered. A communication from Mr. Pierce was read in which he agreed to cancel the balance of the original order for ninety-four copies if the House so desired. The motion of Mr. Reid failed to pass.

## RESOLUTION.

By Mr. Gleason:

*Resolved*, That the chief clerk shall carefully examine all bills before referring them to the Committee on Printing, and in case any bill be subject to, but *not* in compliance with rule 33 he shall notify the author of the bill and the bill shall not be printed until the rule is complied with.

The resolution was adopted.

At 4:35 p. m. the House adjourned until 11 o'clock tomorrow.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

## SEVENTEENTH DAY.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Wednesday, January 25, 1905, }  
11 o'clock, a. m.

The speaker called the House to order at 11 a. m. Roll call showed all members present except Mr. Smith.

Rev. R. M. Hayes, D. D., offered prayer.

The minutes of yesterday were read and approved.

## MESSAGES FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., January 25, 1905.

MR. SPEAKER:

The president has signed Senate bill No. 15, entitled "An act relating to the Lewis and Clark Exposition and making an appropriation therefor."

The Senate has passed Senate bill No. 9, entitled "An act relating to the drawing or uttering of bank checks or drafts," etc.

Also, Senate bill No. 12, providing for an additional judge of the superior court, for King county, and declaring an emergency.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, WASH., January 25, 1905.

MR. SPEAKER:

The Senate has passed House concurrent resolution No. 4, providing for the appointment of a joint committee to meet with a like committee from the Oregon Legislature to discuss fisheries legislation. The president has appointed Senators Welsh and Watson as members of said committee on the part of the senate. The concurrent resolution is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker in open session signed Senate bill No. 15.

### REPORTS OF STANDING COMMITTEES.

House bill No. 7: Recommend it do pass as amended.

House bill No. 19: Recommend it do pass.

House bill No. 88: Recommend it do pass as amended.

House bill No. 84: Recommend it be referred to Committee on Revenue and Taxation.

The report was adopted.

House bill No. 30: Recommend it do pass as amended.

House bill No. 11: Recommend it do pass.

House bill No. 52: Recommend it do pass.

House bill No. 5: Recommend it be re-referred to Committee on Judiciary.

The report was adopted.

### REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., January 25, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills to whom was referred House bill No. 67 have compared same with original bill and find it correctly engrossed.

Respectfully submitted.

LEE VAN SLYKE, Chairman.

We concur in this report: E. D. Reiter, Calvin E. Vilas, K. P. Frostad, Frank Allen.

## FIRST READING SENATE BILLS.

Senate bill No. 9, an act making the drawing, or uttering, of a bank check or draft for the payment of money, without funds or credit to meet the same, a felony.

Referred to the Committee on Judiciary.

Senate bill No. 12, an act providing for six judges of the superior court of the State of Washington in and for King county.

Referred to the Committee on Judiciary.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, and referred to the committees indicated:

House bill No. 142, by Mr. Booth: An act for the protection of game birds, closing certain districts against hunting certain wild fowl and providing penalties for violations.

Referred to the Committee on Game and Game Fish.

House bill No. 143, by Mr. Lyons: An act allowing poor persons to prosecute and defend in the superior court without the advancement or liability for costs and fees, and providing penalties for fraud in application and prosecution of same, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 144, by Mr. Crane: An act for the protection of bass, muscalonge, perch, pickerel, pike and sunfish in the lakes and streams of this State.

Referred to the Committee on Game and Game Fish.

House bill No. 145, by Mr. Dyke (by request): An act providing for the publication of historical reminiscences, biographies and facts of early settlers of Washington, by The Order of Native Sons of Washington, Incorporated.

Referred to the Committee on Printing and Supplies.

House bill No. 146, by Mr. Reid: An act entitled, An act to amend section 5 of "An act to amend sections 4, 5, 9 and 10 of an act entitled, 'An act providing for the assessment and collection of taxes of cities of the first class and specifying the duties of certain county officers in regard thereto and declaring an emergency,' approved March 9, 1893," approved March 21, 1895.

Referred to the Committee on Revenue and Taxation.

House bill No. 147, by Mr. Reid: An act entitled an act to amend section 64 of "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897.

Referred to the Committee on Revenue and Taxation.

House bill No. 148, by Mr. Rudene: An act making an appropriation for publishing the proceedings of the annual meetings of the Washington State Dairyman's Association.

Referred to the Committee on Dairy and Live Stock.

House bill No. 149, by Mr. Geo. L. Davis: An act repealing an act entitled, "An act to provide for township organizations, and prescribing the duties and fixing the compensation of township officers, and providing for the assessment levy and collection of town taxes," the same being chapter 175 of the Session Laws of 1895, of the State of Washington.

Referred to the Committee on County and County Boundaries.

House bill No. 150, by Mr. Roth: An act relating to maintenance, repair and renewal of sidewalks in cities of the first, second, third and fourth class, and other cities of equal population working under special charters, and providing for the payment thereof by the owners of abutting property and declaring an emergency.

Referred to the Committee on Municipal Corporations of the First Class.

House bill No. 151, by Mr. Twichell: An act for the better protection of life and property against injury or damage resulting from the operation of certain portable and stationary engines and boilers by incompetent persons, and creating a board of examiners therefor, and prescribing the duties and powers of such board.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 152, by Mr. Rudio: An act regulating automobiles, motor vehicles or motor cycles on public roads, highways, park or parkways, streets or avenues, within the State of Washington.

Referred to the Committee on Roads and Bridges.

House bill No. 153, by Mr. Weber: An act to amend an act entitled, "To declare certain persons habitual drunkards, and

to protect them and others in person and property," being chapter XX, Vol. 2 of Ballinger's Codes of the State of Washington.

Referred to the Committee on Public Morals.

House bill No. 154, by Mr. Houston: An act to perpetuate, secure and perpetuate liens upon chattels for labor, skill and money expended thereon, and providing for the enforcement thereof.

Referred to the Committee on Commerce and Manufactures.

House bill No. 155, by Mr. Falconer: An act to provide for State depositories, and regulate the deposits of public moneys therein.

Referred to the Committee on Banks and Banking.

House bill No. 156, by Mr. Dawes: An act altering and prescribing the rule of inheritance or descent of certain real and personal property on certain cases.

Referred to Committee on Judiciary.

House bill No. 157, by Mr. Dickson: An act relating to the sale and manufacture of dairy products, and to amend section 9 of and by adding thereof sections 33, 34, 35, 36, 37, 38, 39, 40 and 41 of an act entitled, "An act regulating the manufacture of dairy products, to prevent deception or fraud in the sale of the same, or imitation thereof, providing for the appointment of a dairy commissioner and defining his duties, creating a state board of commissioners and defining their duties, imposing certain duties upon a chemist of State institutions, providing penalties for violation of the law, making an appropriation."

Referred to the Committee on Dairy and Live Stock.

House bill No. 158, by Mr. Reid: An act to amend section six of "An act to provide for the assessment and collection of taxes in municipal corporations of the third and fourth class in the State of Washington and declare an emergency," approved March 9, 1893.

Referred to the Committee on Revenue and Taxation.

House bill No. 159, by Mr. Roberts: An act amending act relative to the proper ventilation and safety of coal mines, and prescribing the manner of appointment of inspectors.

Referred to the Committee on Mines and Mining.

On motion of Mr. Houston House bill No. 154 was ordered printed.

## THIRD READING OF BILLS.

On motion of Mr. Reiter House bill No. 28 was re-referred to the Committee on Judiciary.

House bill No. 67, relating to security for costs in justice courts.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 88, nays 0, absent or not voting 6.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, Mr. Speaker—88.

Those absent or not voting were: Messrs. Booth, Henderson, Miller, Roth, Theurer, Todd—6.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## JOINT SESSION.

The joint session was called to order at 12:00 o'clock noon by the president.

The secretary called the roll of the Senate, all members being present except Senator Hunter, Senators Graves and Sharp, excused.

The clerk of the House called the roll of the House, all members being present.

The journal of yesterday's joint session was read and approved.

The president announced that as no person had received a majority of the votes cast at the last joint session there had been

no election of United States senator and instructed the secretary to call the joint roll for the tenth joint ballot.

#### TENTH JOINT BALLOT.

Addison G. Foster received forty-six votes.

Samuel H. Piles received thirty votes.

Charles Sweeny received twenty-eight votes.

John L. Wilson received sixteen votes.

Wesley L. Jones received seven votes.

F. P. Hogan received six votes.

Those voting for Addison G. Foster were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Blaker, Bradley, Bronson, Byerly, Christian, Clapp, Crandall, Lincoln Davis, Eidemiller, Fenton, Fulton, Griffin, Hamilton, Hammer, Harper, Hughes, Lee A. Johnson, Keyes, Lambert, LeCrone, Levin, McCoy, McNicol, Melcher, Miller, Minard, Molstad, Olsen, Pogue, Poyns, Geo. T. Reid, Roberts, Rudene, Sheets, Shultz, E. E. Smith, Stewart, Sumner, Van Slyke, Welsh, Wilson, Mr. Speaker—46.

Those voting for Samuel H. Piles were: Messrs. Booth, W. W. Brown, Clarke, Dawes, Dobson, Ericksen, Gleason, Hemrich, Henderson, Houston, Irving, Kennedy, Kinnear, Lyons, McVay, Morrill, Palmer, Potts, Rands, Renick, Russell, J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Twichell, Van de Vanter, Vilas, Weir—30.

Those voting for Charles Sweeny were: Messrs. Allen, Baker, Bowers, Bratt, C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, Long, McGregor, Pauly, Ratcliffe, Reiter, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, Weber—28.

Those voting for John L. Wilson were: Messrs. Benn, Condon, D. J. Davis, Geo. L. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Roth, Ruth, Strobridge, Vogtlin, Watson—16.

Those voting for Wesley L. Jones were: Messrs. Bolinger, Boone, Dickson, Hare, Kenoyer, Stilson, Williams—7.

Those voting for F. P. Hogan were: Messrs. Ayer, Earles, Maloney, Moore, Rasher, Weatherford—6.

Absent or not voting were: Mr. Graves (excused)—1.

Senator Sharp paired with Senator Hunter.



No person having received a majority of the votes cast the president declared there had been no election and instructed the secretary to call the joint roll for the eleventh joint ballot.

ELEVENTH JOINT BALLOT.

Addison G. Foster received forty-seven votes.

Samuel H. Piles received thirty votes.

Charles Sweeny received twenty-eight votes.

John L. Wilson received sixteen votes.

Wesley L. Jones received seven votes.

F. P. Hogan received five votes.

Those voting for Addison G. Foster were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Blaker, Bradley, Bronson, Byerly, Christian, Clapp, Crandall, Lincoln Davis, Earles, Eidemiller, Fenton, Fulton, Griffin, Hamilton, Hammer, Harper, Hughes, Lee A. Johnson, Keyes, Lambert, LeCrone, Levin, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Pogue, Poyns, Geo. T. Reid, Roberts, Rudene, Sheets, Shultz, E. E. Smith, Stewart, Sumner, Van Slyke, Welsh, Wilson and Mr. Speaker—47.

Those voting for Samuel H. Piles were: Messrs. Booth, W. W. Brown, Clarke, Dawes, Dobson, Ericksen, Gleason, Hemrich, Henderson, Houston, Irving, Kennedy, Kinnear, Lyons, McVay, Morrill, Palmer, Potts, Rands, Renick, Russell, J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Twichell, Van de Vanter, Vilas, and Weir—30.

Those voting for Charles Sweeny were: Messrs. Allen, Baker, Bowers, Bratt, C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, Long, McGregor, Pauly, Ratcliffe, Reiter, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, and Weber—28.

Those voting for John L. Wilson were: Messrs. Benn, Condon, D. J. Davis, Geo. L. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Roth, Ruth, Strobridge, Vogtlin, and Watson—16.

Those voting for Wesley L. Jones were: Messrs. Bolinger, Boone, Dickson, Hare, Kenoyer, Stilson, and Williams—7.

Those voting for F. P. Hogan were: Messrs. Ayer, Maloney, Moore, Rasher, and Weatherford—5.

Those absent or not voting were: Senator Graves (excused)—1.

Senator Sharp was paired with Senator Hunter.

At 12:25 p. m., on motion of Senator Van de Vanter, the joint session dissolved.

The House adjourned at 12:35 until 11 a. m. tomorrow.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## EIGHTEENTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Thursday, January 26, 1905. }  
11 o'clock a. m.

The speaker called the House to order at 11 a. m. Roll call showed all members present except Mr. Fenton.

Rev. A. G. Sawin offered prayer.

The minutes of yesterday were approved as read.

### RESOLUTIONS.

By Mr. Hughes.

*Resolved*, That J. D. Hannigan be employed by the House at a salary of four dollars per day to serve as an assistant journal and enrolling clerk.

The resolution failed to pass.

By Mr. Gleason.

*Resolved*, That all bills carrying an appropriation, recommended to pass by a standing committee, shall be re-referred to the Committee on Appropriations.

The resolution was adopted.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., January 26, 1905.

MR. SPEAKER:

The Senate has passed Senate bill No. 20, entitled "An act providing for the marking and labeling of packages containing explosive substances," etc.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## REPORT OF STANDING COMMITTEES.

- House bill No. 93: Recommend it do pass.
- House bill No. 47: Recommend it do pass.
- House bill No. 26: Recommend it do pass.
- House bill No. 14: Recommend it do pass as amended.
- House bill No. 20: Recommend it do pass.
- House bill No. 2: Recommend it do pass as amended.
- House bill No. 13: Majority report recommend it do pass as amended.
- House bill No. 13: Minority report recommend it do pass as amended.
- House bill No. 90: Recommend it do pass.
- House bill No. 58: Recommend it do pass.

## FIRST READING OF SENATE BILLS.

Senate bill No. 20, to provide for the marking and labeling of parcels carrying explosives.

Referred to the Committee on Miscellaneous.

House bills Nos. 165 and 171 were ordered printed.

## INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title and referred to the committees indicated:

House bill No. 160, by Mr. Maloney: An act amending section 7062 of volume 2 of Ballinger's Annotated Codes and Statutes of Washington, relating to the crime of rape.

Referred to the Committee on Judiciary.

House bill No. 161, by Mr. Williams: An act providing for the re-appraisal of the tide lands in front of and adjacent to the City of South Bend, in the County of Pacific, State of Washington.

Referred to the Committee on Tide Lands.

House bill No. 162, by Mr. Minard: An act to submit an amendment to the constitution of the State of Washington to a vote of the people.

Referred to the Committee on Constitutional Revision.

House bill No. 163, by Mr. Ulsh: An act to protect deer and other game animals from being pursued, taken, injured or killed by or with the use of dogs, defining and punishing as a misdemeanor all violations thereof and authorizing the killing of dogs while in pursuit of any of such animals.

Referred to the Committee on Game and Game Fish.

House bill No. 164, by Mr. Theurer: An act to amend section 4 of an act approved March 18th, 1895, entitled, "An act to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this state, and for the purpose of driving, sorting, holding and delivering logs and other timber products thereon, and fixing maximum tolls therefore," as amended by Chapter XXXI of the laws of 1897, approved March 4, 1897, entitled 'An act to amend section 4 of an act approved March 18, 1895, entitled 'An act to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this state, and for the purpose of driving, sorting, holding and delivering logs and other timber products thereon, and fixing maximum tolls thereon.'"

Referred to the Committee on Commerce.

House bill No. 165, by Mr. Fancher (by request): An act to prohibit the sale and disposition of intoxicating liquors, except as otherwise provided, within one thousand (1000) feet of any public library, public school, or organized church of this state.

Referred to the Committee on Public Morals.

House bill No. 166, by Mr. Maloney: An act to provide for the infliction of corporal punishment upon persons found guilty of wife beating, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 167, by Mr. Reid: An act amending an act entitled, "An act to amend section 1657 of Ballinger's Annotated Codes and Statutes of Washington relating to revenue and taxation;" passed the Senate and the House June 12, 1901, notwithstanding the veto of the Governor.

Referred to the Committee on Revenue and Taxation.

House bill No. 168, by Mr. Lee A. Johnson: An act to amend sections 1, 4, 5, 6, 7, 8, 12, 14, 15, 16, 17 and 18 of an act entitled, "An act to promote the fruit-growing and horticultural interests of the State of Washington, to provide for the appointment of a commissioner of horticulture; to repeal certain laws in conflict therewith, and to provide penalties and punishment for its violation and declaring an emergency," approved March 16, 1903.

Referred to the Committee on Horticulture.

House bill No. 169, by Mr. McVay (by request): An act to amend section 2 of an act entitled "An act in relation to attachments and garnishments," approved February 3, 1886 (the same being section 511 of Pierce's Washington Code and section 5351 of Ballinger's Annotated Statutes and Codes of Washington).

Referred to the Committee on Judiciary.

House bill No. 170, by Mr. Williams: An act to amend section 14, chapter 166, session laws, 1903, of an act entitled "An act to create a state oyster commission, and defining its duties and powers; to provide for the protection and management of the state oyster land reserves; to create a fund to be known as The Oyster Fund; providing for the issue of license to take oysters from the state oyster land reserves; providing for a penalty for violation of the provisions of this act; making an appropriation and declaring an emergency."

Referred to the Committee on Fisheries.

House bill No. 171, by Mr. Van Slyke (by request): An act to amend section 4 of an act entitled, "An act to amend section 3 to 31, both inclusive, of an act entitled 'An act classifying the counties according to population, enumerating the county officers, fixing the salaries thereof, providing for deputies, collection of fees in payment of salaries,'" received by the Governor March 26, A. D. 1890, approved March 20, 1895.

Referred to the Committee on County and County Boundaries.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 24, 1905.

MR. SPEAKER:

We, your Committee on Revenue and Taxation to whom was referred House bill No. 7, entitled "An act authorizing the assessment of lands,

held or owned by the State of Washington, within the limits of incorporated cities or towns, for local improvements," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows: By striking out all of section three (3) after the word "interest" in line 16 of the original bill (being line 12 of the printed bill) and adding in lieu thereof the following: "by making an appropriation therefor," and when so amended it do pass.

GEO. T. REID, Chairman.

We concur in this report: Geo. L. Davis, K. P. Frostad, G. C. Kenoyer, H. C. Fulton, R. S. Lambert, J. A. Falconer, W. J. Dyke, F. Albert Bartlett, J. L. Harper, J. A. Kellogg.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 7 passed to third reading and was ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 23, 1905.

**MR. SPEAKER:**

We, your Committee on Judiciary to whom was referred House bill No. 58, entitled "An act amending section 3034 of Pierce's Code, being section 6754 of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals to superior courts," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that when so amended it do pass:

Amend title to read as follows: "An act amending section 6754 of Ballinger's Annotated Codes and Statutes of Washington, being section 3034 of Pierce's Washington Code, relating to appeals from justices courts in civil actions."

In lines 1 and 2 of section 1 of the original bill, being lines 1 and 2 of the printed bill, strike out the words "Section 3034 of Pierce's Code, being section 6754 of Ballinger's Annotated Codes and Statutes of Washington" and substitute "Section 6754 of Ballinger's Annotated Codes and Statutes of Washington, being section 3034 of Pierce's Washington Code."

In line 3 of section 1 of the original bill, being line 2 of the printed bill, strike out the words "shall be" and substitute therefor the words "is hereby."

In line 4 of section 1 of the original bill, being line 3 of the printed bill, substitute "section 6754" for "section 3034."

In line 9 of the original bill, being line 6 of the printed bill, strike out the words "principal sum involved" and substitute therefor the words "amount in controversy."

In line 10 of the original bill, being line 7 of the printed bill, strike out the word "fifty" and substitute therefor the word "twenty."

CHAS. S. GLEASON, Chairman.

We concur in this report: J. H. Dawes, Elmer E. Todd, E. D. Reiter, Robt. F. Booth, Joseph B. Lindsley, J. A. Kellogg, H. S. Strobridge, W. D. Scott, R. S. Lambert.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 88 passed to third reading and was ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 24, 1905.

MR. SPEAKER:

We, your Committee on Agriculture to whom was referred House bill No. 30, entitled "An act in relation to estrays; providing penalties," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and when so amended it do pass:

Section 4 in printed and original bill be amended as follows: Strike out all after the words Sec. 4 in line 1, and substitute as follows:

"Immediately upon registering any animal as found, the auditor shall examine the record of 'Estrays Lost.' and if the animal found appears thereon, he shall immediately notify the owner by mailing him a notice, addressed to the postoffice designated opposite his name on the record, which notice shall contain the information appearing in the fourth, fifth, sixth, seventh and eighth columns of the record, and shall require the owner to appear within twenty days from the date of such notice and pay all the charges and take the said animal into his possession. The several county auditors shall keep on hand blank forms of such notice, which shall be substantially as follows:

To.....

....., Wash.

You are hereby notified that your (here state kind of animal), color ....., branded ....., earmarked ....., otherwise marked ....., has been taken up by..... and is now at....., and unless you pay all charges against the said stray and take possession thereof within twenty days from this date, the same will be sold according to law.

Dated this.....day of....., 190...

P. O. Address: .....

Auditor.

Section 10. Amend as follows: Strike out all after the word auditor in line 6 of the printed bill, being line 7 original bill, and all of line 7 in printed bill, being line 8 original bill, and insert after the word auditor "within ten days, by the party conducting the sale."

Section 11 is consolidated with, and made a part of section 10. And the words Sec. 11 in line 1 of printed and original bill be stricken out.

Section 12, in printed and original bill, amended to read section 11.

Section 13, in printed bill, being section 12 original bill, amended to read section 12.

Section 14, in printed bill, being section 13 original bill, amended to strike out the word "September" in lines 6 and 9 printed bill, being lines 8 and 11 original bill, and insert in place thereof the word "October," and change number of section to section 13.

Section 15, printed bill, being section 14 original bill, changed to read section 14.

Section 16, printed bill, being section 15 original bill, changed to read section 15.

Section 17, printed bill, being section 16 original bill, changed to read section 16.

K. P. FROSTAD, Chairman.

We concur in this report: J. O. Rudene, G. Erickson, J. A. Uish, L. Stilson, H. C. Fulton, Wm. H. Weber, John A. Fancher, W. O. Long, Robert A. Ayer, R. Lee Bradley, F. M. Weatherford.

The amendments recommended by the committee were adopted.

Mr. Kenoyer moved the adoption of the following amendment:

Amend section 5 by striking out the word "five" in line 7 of the original bill and line 5 of the printed bill, and substituting therefor the word "twenty-five."

The amendment was adopted, and House bill No. 30 passed to third reading and was ordered engrossed.

House bill No. 19, an act authorizing the assessment of lands. The bill was read the second time by sections and passed to third reading.

House bill No. 52, entitled, an act to amend section 6 of an act making provisions for the incorporation of cemetery associations. The bill was read the second time by sections and passed to third reading.

House bill No. 11 was referred to the Committee on Appropriations.

### JOINT SESSION.

The joint session was called to order at 12 o'clock noon by President Coon.

The secretary called the roll of the Senate, all members being present except Senator Graves (excused) and Senator Sharp (excused).

The clerk called the roll of the House, all members being present.



The journal of yesterday's joint session was read and approved.

The president announced that as no person had received a majority of votes cast at the last joint session there had been no election of United States senator, and instructed the secretary to call the joint roll for the twelfth joint ballot.

#### TWELFTH JOINT BALLOT.

Addison G. Foster received forty-six votes.

Samuel H. Piles received thirty votes.

Charles Sweeny received twenty-eight votes.

John L. Wilson received sixteen votes.

Wesley L. Jones received seven votes.

George Turner received six votes.

Those voting for Addison G. Foster were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Blaker, Bradley, Bronson, Byerly, Christian, Clapp, Crandall, Lincoln Davis, Eidemiller, Fenton, Fulton, Griffin, Hamilton, Hammer, Harper, Hughes, Lee A. Johnson, Keyes, Lambert, LeCrone, Levin, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Pogue, Poyns, Geo. T. Reid, Roberts, Rudene, Sheets, Shultz, E. E. Smith, Stewart, Sumner, Van Slyke, Welsh, Wilson, and Mr. Speaker—46.

Those voting for Samuel H. Piles were: Messrs. Booth, W. W. Brown, Clarke, Dawes, Dobson, Ericksen, Gleason, Hemrich, Houston, Hunter, Irving, Kennedy, Kinnear, Lyons, McVay, Morrill, Palmer, Potts, Rands, Renick, Russell, J. J. Smith, S. T. Smith, Theurer, Todd, Tucker, Twichell, Van de Vanter, Vilas, and Weir—30.

Those voting for Charles Sweeny were: Messrs. Allen, Baker, Bowers, Bratt, C. G. Brown, Coate, Crane, Doolittle, Fancher, Henry, Hoch, Hutson, Huxtable, Kellogg, J. B. Lindsley, N. E. Linsley, Long, McGregor, Pauly, Ratcliffe, Reiter, Rudio, Scott, Stansell, Stevenson, Ulsh, Veness, and Weber—28.

Those voting for John L. Wilson were: Messrs. Benn, Condon, D. J. Davis, Geo. L. Davis, Dyke, Falconer, Frostad, Chas. Johnson, Morgan, O'Donnell, Walter J. Reed, Roth, Ruth, Strobridge, Vogtlin, and Watson—16.

Those voting for Wesley L. Jones were: Messrs. Bolinger, Boone, Dickson, Hare, Kenoyer, Stilson, and Williams—7.

Those voting for George Turner were: Messrs. Ayer, Earles, Maloney, Moore, Rasher, and Weatherford—6.

Those absent or not voting were: Senator Graves (excused), Senator Sharp (excused), and Mr. Henderson—3.

On motion of Mr. Roth, the joint session dissolved at 12:15 p. m.

The House adjourned at 12:20 p. m. until 10:30 a. m. tomorrow.

STOREY BUCK,

*Chief Clerk.*

JAMES G. MEGLER,

*Speaker.*

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## NINETEENTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Friday, January 27, 1905. }  
10:30 o'clock a. m.

The House was called to order by the speaker at 10:30 a. m.  
Roll call showed all members present except Mr. Harper, who was excused.

Rev. A. G. Sawin offered prayer.

The minutes of yesterday were read and approved.

### RESOLUTION.

By Mr. Dawes.

*Resolved*, That House bill No. 51, relative to the condemnation of private property for public and private use, be reprinted so as to conform to rule 33.

The resolution was adopted.

### MESSAGES FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., January 27, 1905.

MR. SPEAKER:

The Senate has passed the following House bills notwithstanding the veto of Governor McBride:

House substitute bill No. 30, providing for the survey and establishment of certain public highways.

Also, House bill No. 122, providing for the payment of bounties for the killing of coyotes and wolves.

Also, that portion of House omnibus appropriation bill No. 454, providing relief for Franklin, Spokane, Kittitas, Thurston and Yakima counties.

The Senate has passed Senate bill No. 19, entitled "An act providing for and regulating the selection of jurors," etc.

Also, Senate bill No. 31, providing for the introduction of testimony given in a former trial, etc.

Also, Senate bill No. 47, giving county commissioners authority to provide funds for county exhibits at the Lewis and Clark Fair.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 172, by Mr. Megler: An act directing the sale of the following described land: "Beginning on the north bank of the Columbia River at a point 10 rods east of the section line between sections 17 and 18, township 9 north, range 9 west of W. M.; thence north 6 rods; thence west two rods; thence north 14 rods; thence west 18 rods; thence south 20 rods, to the bank of the Columbia River; thence east along the meanders of said river to the place of beginning; being 250 acres in sections 17 and 18, township 9 north, range 9 west of W. M., and making an appropriation therefor.

Referred to the Committee on State, School and Granted Lands.

House bill No. 173, by Mr. N. E. Linsley: An act providing for the amendment of section two (2) of article seven (7) of the constitution of the State of Washington, to provide for the taxation of mines and mining claims.

Referred to the committee on Constitutional Revision.

House bill No. 174, by Mr. Bowers: An act relating to the running at large of live stock and prescribing the duties of county commissioners in relation thereto.

Referred to the Committee on Agriculture.

House bill No. 175, by Mr. Bassett: An act to amend an act relative to fees of state and county officers, witnesses and jurors.

Referred to the Committee on County and County Boundaries.

House bill No. 176, by Mr. Bowers: An act to regulate the width of tires of wagons to be used on the public highways of the State of Washington.

Referred to the Committee on Roads and Bridges.

House bill No. 177, by Mr. Keyes: An act amending sections 215, 220, 221, 222 and 223 of the Code of Public Instruction relating to the normal schools.

Referred to the Committee on State Normal Schools.

House bill No. 178, by Mr. Crandall: An act to extend and regulate and limit the liability of employers to make compensation for personal injuries suffered by workmen in their service and providing for civil procedure in actions for injuries sustained by workmen.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 179, by Mr. Rudio: An act amending sections 1347 and 1350 of volume II of Hill's Annotated Codes and Statutes of Washington, relating to the commitment and working of persons for nonpayment of fines and costs.

Referred to the Committee on Judiciary.

House bill No. 180, by Mr. Bolinger: An act to provide for the establishment and repair of a state road commencing near the mouth of the Methow River, on the west bank, in Okonogan County, State of Washington; thence northerly, following as near as practicable the Methow River to Winthrop; thence up the south fork of said Methow River and over the summit to Barren, in the County of Whatcom.

Referred to the Committee on Roads and Bridges.

### FIRST READING OF SENATE BILLS.

Senate bill No. 19: An act providing for the selecting of jurors in the superior courts of the state, the appointment of jury commissioners, their removal, qualifications and compensation; to amend section 15 of an act approved March 16, 1901,

Referred to the Committee on Judiciary.

Senate bill No. 31: An act providing for the introduction of testimony in a former trial, action or proceeding.

Referred to the Committee on Judiciary.

Senate bill No. 47: An act giving the county commissioners right to set apart funds for the purpose of making a county exhibit at the Lewis and Clark exposition at Portland.

Referred to the Committee on Judiciary.

## SECOND READING OF BILLS.

House bill No. 93: For the relief of Dora W. Cryderman, Rose Morgan, Emma Tuttle, Mrs. C. H. Funk, Mrs. H. G. Blackmore, C. Will Shaffer and Etta Arland.

The bill was read the second time by sections, was considered engrossed, and was passed to third reading.

House bill No. 47: An act for the relief of Joseph Canutt.

The bill was read the second time by sections, was considered engrossed, and was passed to third reading.

House bill No. 26: An act for the relief of Garfield County.

The bill was read the second time by sections, was considered engrossed, and was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 25, 1905.

MR. SPEAKER:

We, your Committee on Judiciary to whom was referred House bill No. 2, entitled "An act to provide for the apprehension, detention, trial, treatment and control of delinquent children of or under the age of sixteen years, and repealing acts inconsistent with this act, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that when so amended it do pass:

In line 2 of title in original bill, being line 2 of title in printed bill, strike out the words "of or."

In line 3 of title in original bill, being line 2 of title in printed bill, strike out the word "sixteen" and substitute therefor the word "seventeen."

Strike out the last four words of the title, being the words "and declaring an emergency."

In line 2 of section 1 of the original bill, being line 1 of section 1 of the printed bill, strike out the word "sixteen" and substitute therefor the words "under the age of seventeen." Also, in same line, strike out the words "of age or under."

In line 7 of section 1 of the original bill, being line 5 of section 1 of the printed bill, strike out the word "sixteen" and substitute therefor the words "under the age of seventeen." Also, in same line, strike out the words "of age, or under such age."

In line 3 of section 4 of the original bill, being line 2 of section 4 of printed bill, strike out the word "person" and substitute therefor the words "within the meaning of this act."

In line 1 of section 5, immediately after the word "complaint," insert the words "the clerk of the court shall issue."

In lines 1 and 2 of section 5, immediately following the word "summons," strike out the words "shall issue."

In line 2 of section 7 of the original bill, being line 1 of section 7 of the printed bill, strike out the word "sixteen" and substitute therefor the word "seventeen."

In line 3 of section 10 of the original bill, being line 2 of section 10 of the printed bill, strike out the words "of or." Also, in same line, strike out the word "sixteen" and substitute therefor the word "seventeen."

Add a new section as follows: "Section 13. That no fees shall be charged or collected by any officer of the court for any proceeding under this act."

Make section 13 read "section 14."

Strike out section 14.

CHAS. S. GLEASON, Chairman.

We concur in this report: J. H. Dawes, H. L. Strobridge, W. D. Scott, E. D. Reiter, Elmer E. Todd, R. S. Lambert, J. A. Kellogg, Joseph B. Lindsley.

On motion, the emergency clause and amended section 14 were stricken from the bill.

On motion, the introduction words to sections were stricken from the bill.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 2 was passed to third reading, and ordered engrossed.

### JOINT SESSION.

The joint session was called to order at 12 o'clock noon by President Coon.

The secretary of the Senate called the roll of the Senate, all members being present except Senators Graves( excused) and Sharp (excused).

The clerk of the House called the roll of the House, all members being present except Mr. Harper (excused).

The journal of the last joint session was read and approved.

On motion of Mr. Megler, Governor Mead, who was in the visitors' gallery, was invited to the speaker's platform.

Mr. Megler and Senator Baker were appointed by the president as a committee to escort Governor Mead to a seat at the speaker's desk.

The president announced, that as no person had received a majority of the votes cast at the last joint ballot, there had been no election of United States senator, and instructed the secretary to call the roll for the thirteenth joint ballot.

Mr. J. B. Lindsley was recognized by the president, and withdrew the name of Charles Sweeny as a candidate for United States senator.

Senator Christian withdrew the name of Addison G. Foster as a candidate for United States senator.

Mr. J. A. Falconer withdrew the name of John L. Wilson as a candidate for United States senator.

Mr. W. H. Hare withdrew the name of Wesley L. Jones as a candidate for United States senator.

The secretary proceeded with the call of the roll for the thirteenth joint ballot.

#### THIRTEENTH JOINT BALLOT.

Samuel H. Piles received one hundred and twenty-five votes.

George Turner received six votes.

Addison G. Foster received two votes.

Those voting for Samuel H. Piles were: Messrs. Allen, Baker, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Boone, Booth, Bowers, Bradley, Bratt, Bronson, C. G. Brown, W. W. Brown, Byerly, Christian, Clapp, Clarke, Coate, Condon, Crandall, Crane, D. J. Davis, Geo. L. Davis, Lincoln Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hammer, Hare, Hemrich, Henderson, Henry, Hoch, Hutson, Houston, Hughes, Hunter, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kennedy, Kenoyer, Keyes, Kinneer, Lambert, Le Crone, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, O'Donnell, Olsen, Palmer, Pauly, Pogue, Potts, Poyns, Rands, Ratcliffe, Walter J. Reed, Geo. T. Reid, Reiter,

Renick, Roberts, Roth, Rudene, Rudio, Russell, Ruth, Scott, Shultz, E. E. Smith, J. J. Smith, S. T. Smith, Stansell, Stewart, Stevenson, Stilson, Strobridge, Sumner, Theurer, Todd, Tucker, Twichell, Ulsh, Van de Vanter, Van Slyke, Veness, Vilas, Vogtlin, Watson, Weber, Weir, Welsh, Williams, Wilson, and Mr. Speaker—125.

Those voting for George Turner were: Messrs. Ayer, Earles, Moore, Rasher, Weatherford, and Maloney—6.

Those voting for Addison G. Foster were: Messrs. Levin and Sheets—2.

Those absent or not voting were: Messrs. Graves, Harper, and Sharp—3.

President Coon declared Samuel H. Piles duly elected to the United States Senate from the State of Washington.

On motion of Mr. Vilas, a committee of nine was appointed to escort Mr. Piles before the joint session.

The president appointed as such committee, Senators Tucker, Clapp, Christian and Kennedy, and Representatives Twichell, Todd, Falconer, Bartlett, and J. B. Lindsley.

Samuel H. Piles appeared before the joint session, escorted by the committee, and delivered an address.

Charles Sweeny was called before the joint session and delivered an address.

On motion of Senator Christian, the joint session adjourned at 12:45 p. m. *sine die*.

The House adjourned at 12:45 o'clock until 2 p. m. Monday, January 30.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*



## TWENTY-SECOND DAY.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., Monday, January 30, 1905 }  
2 o'clock p. m.

The House was called to order by the speaker at 2 o'clock.

Roll call showed all members present except Messrs. Bartlett, Bassett, Blackmore, Blaker, Bradley, Brown, Crane, Doolittle, Fancher, Griffin, Houston, Irving, Keyes, Lambert, Levin, Moldstad, Reid, Roth and Stevenson.

Messrs. Brown, Doolittle, Fancher, Griffin, Houston, Irving, Levin, Bartlett, Moldstad, Reid, Roth and Stevenson were excused.

Rev. L. Kusters offered prayer.

The minutes of the nineteenth day were read and approved.

## REMONSTRANCE.

A remonstrance by citizens of the city of Bellingham protesting against changing the name of that city to Whatcom was read.

On motion of J. B. Lindsley the remonstrance was referred to the Committee on Municipal Corporations of the First Class.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., January 30, 1905.

## MR. SPEAKER:

The Senate has passed Senate bill No. 43, entitled "An act for the relief of Frank C. Owings, and making an appropriation therefor."

Also, Senate bill No. 50, "An act defining certain misdemeanors and prescribing punishment therefor," etc.

Also, Senate concurrent resolution No. 11, relating to a 40-cent lumber rate.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## REPORTS OF STANDING COMMITTEES.

House bill No. 100: Recommend it do pass as amended.

House bill No. 21: Recommend it do pass as amended.

House bill No. 21 was recommitted to Committee on Mines and Mining.

## FIRST READING OF SENATE BILLS.

Senate bill No. 43, an act for the relief of Frank C. Owings.

Referred to the Committee on Appropriations.

Senate bill No. 50, defining certain misdemeanors, and providing the punishment for the violation thereof.

Referred to the Committee on Judiciary.

Senate concurrent resolution No. 11, relative to a 40-cent rate on lumber.

Referred to the Committee on Railroads.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, and referred to the committees indicated:

House bill No. 181, by Mr. Minard: An act authorizing the board of state land commissioners of the State of Washington to extend the time for the removal of timber sold on state, granted, or school lands.

Referred to the Committee on State, School, and Granted Lands.

House bill No. 182, by Mr. Minard: An act relating to the compulsory attendance of children between the ages of eight and fifteen years in the public schools of the State of Washington, and repealing all laws and parts of laws in conflict therewith.

Referred to the Committee on Education.

House bill No. 183, by Messrs. Benn, Davis and Minard: An act to establish and maintain a State fish hatchery on the Hump-tulips river, Chehalis county, Washington, and making an appropriation therefor.

Referred to the Committee on Fisheries.

House bill No. 184, by Mr. McCoy: An act to provide for dividing all incorporated towns of the fourth class in the State

of Washington into wards, and requiring councilmen to be elected to be residents of such wards.

Referred to the Committee on Municipal Corporations other than First Class.

House bill No. 185, by Mr. Frostad: An act providing for the rate of interest to be paid on certain bonds of Island county, and owned by the State of Washington.

Referred to the Committee on Revenue and Taxation.

House bill No. 186, by Mr. Ratcliffe: An act for the relief of P. Hanson, Spokane county, State of Washington, and making an appropriation therefor.

Referred to the Committee on Claims and Auditing.

House bill No. 187, by Mr. Ratcliffe: An act for the relief of R. Stevenson of Spokane county, State of Washington, and making an appropriation therefor.

Referred to the Committee on Claims and Auditing.

House bill No. 188, by Mr. Gleason: An act for the appointment of official stenographic reporters in counties of the first, second, third and fourth class, providing salary therefor and prescribing their duties and fees.

Referred to the Committee on Judiciary.

House bill No. 189, by Mr. Chas. Johnson: An act making an appropriation for Marble Mount State road.

Referred to the Committee on Roads and Bridges.

House bill No. 190, by Mr. Hoch: An act for the relief of W. J. Thayer, and making an appropriation therefor.

Referred to the Committee on Claims and Auditing.

House bill No. 191, by Mr. Chas. Johnson: An act fixing the salaries of county officers and repealing all acts and parts of acts in conflict therewith.

Referred to the Committee on Compensation of State and County Officers.

House bill No. 192, by Mr. Vogtlin: An act to confirm the title to and correct the conveyances of certain tide lands heretofore sold by the State of Washington.

Referred to the Committee on Tide Lands.

House bill No. 90 was recommitted to the Committee on State, School and Granted Lands, for amendment.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 25, 1905.

MR. SPEAKER:

We, your Committee on Judiciary to whom was referred House bill No. 14, entitled "An act to provide for the punishment of parents or persons responsible for, or contributing to, the delinquency of children of the age of 16 years or under," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that when so amended it do pass.

In line 3 of title of original bill, being line 2 of title in printed bill, strike out the word "of," immediately following the word "children," and substitute therefor the word "under."

In lines 3 and 4 of title in original bill, being line 2 of title in printed bill, strike out the word "sixteen" and substitute therefor the word "seventeen."

Strike out the last two words of title, being the words "or under."

In line 3 of section 1 of the original bill, being line 2 of section 1 of the printed bill, immediately following the word "state" insert the words "providing for the apprehension, detention, trial, treatment and control of delinquent children under the age of seventeen years."

CHAS. S. GLEASON, Chairman.

We concur in this report: J. H. Dawes, H. L. Strobridge, W. D. Scott, E. D. Reiter, Elmer E. Todd, R. S. Lambert, J. A. Kellogg, Joseph B. Lindsay.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 14 was passed to third reading and ordered engrossed.

House bill No. 20, amending an act providing for the commitment of juvenile offenders. The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 25, 1905.

MR. SPEAKER:

We, a majority of your Committee on State School for Defective Youth and Reform School, to whom was referred House bill No. 13, entitled "An act for the establishment of an institution for the defective and feeble-minded youth of the State of Washington," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass and be amended as follows: Amend section 12 by inserting between the words "laws" and "are" the words "in conflict herewith," and that as so amended

the bill do pass, but that it first be referred to the Committee on Appropriations.

E. A. BLACKMORE, Chairman.

We concur in this report: John A. Fancher, C. A. Ratcliffe, E. B. Benn.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 25, 1905.

MR. SPEAKER:

We, the minority of your Committee on State School for Defective Youth and Reform School, to whom was referred House bill No. 13, entitled "An act for the establishment of an institution for the defective and feeble-minded youth of the State of Washington," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass and be amended as follows:

By striking out of section 2 all the words from the word "near," in line 2 of the original bill (being line 1 of printed bill), to the word "Washington" in line 6 of the original bill (same being line 4 of the printed bill) and inserting in lieu thereof the following: "the western Washington hospital for the insane, located at Steilacoom in Pierce county, Washington, and shall be on land now owned by the State of Washington in connection with said Washington hospital for the insane, and shall be under the immediate supervision of the superintendent of the western."

S. W. ROBERTS.

JESSE C. POYNS.

On motion of Mr. J. B. Lindsley the majority report of the committee was adopted and the bill was re-referred to the Committee on Appropriations.

House bill No. 90, for the relief of John H. Willms. The bill was recommitted for amendment.

House bill No. 58, repealing an act reserving certain State lands from sale or lease. The bill was read the second time by sections and passed to third reading.

### REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 30, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills to whom was referred House bills Nos. 7, 88, 30, 93 and 2, have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

LEE VAN SLYKE, Chairman.

We concur in this report: Frank Allen, Frank H. Renick, E. D. Reiter, Calvin E. Vilas, K. P. Frostad.

## THIRD READING OF BILLS.

House bill No. 7, authorizing the assessment of State lands within incorporated cities, etc. The bill as engrossed was read the third time and placed upon its final passage and passed by the following vote: Yeas 69, nays 2, absent or not voting 23.

Those voting yea were: Messrs. Allen, Ayer, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Byerly, Clarke, Coate, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morrill, Olsen, Poyns, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—69.

Those voting nay were: Messrs. Crandall and Sheets.—2.

Those absent or not voting were: Messrs. Bartlett, Bassett, Bishop, Bradley, Brown, Crane, Doolittle, Fancher, Griffin, Houston, Irving, Lee A. Johnson, Keyes, Levin, Maloney, Moldstad, Morgan, Ratcliffe, Reid, Roth, Stevenson, Theurer, Weir—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## RESOLUTIONS.

Senate concurrent resolution No. 11, on motion of Mr. J. B. Lindsley, was taken from the hands of the railroad committee and placed upon its final passage and was passed by the House and ordered transmitted at once to the Senate.

By Mr. Dawes: House concurrent resolution No. 5, for the appointment of a committee of two from the Senate and three from the House to consider reports and recommendations of the State officials.

The resolution was introduced and was adopted under suspension of the rules.

At 3:10 p. m. the House adjourned.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

## TWENTY-THIRD DAY.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., Tuesday, January 31, 1905 }  
10 o'clock a. m.

The speaker called the House to order at 10 a. m.

Roll call showed all members present except Messrs. Bradley, Doolittle, Gleason, Keyes, Roth and Stevenson. Messrs. Stevenson, Gleason and Doolittle were excused.

Rev. J. W. Satterthwaite offered prayer.

The minutes of yesterday were read and approved.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated:

House bill No. 193, by Mr. Coate: An act requiring sleeping car companies to pay a privilege tax and compelling reports of mileage run by such companies.

Referred to the Committee on Revenue and Taxation.

House bill No. 194, by Mr. Kenoyer: An act to amend sections 4009, 4010, 4011, 4012, 4013, 4014, 4015, 4016, 4017, 4018 and 4019 of an act to amend sections 3 to 31 of an "Act classifying the counties according to population, enumerating county officers, fixing salaries thereof, providing for deputies, collection of fees and payment of salaries," approved March 20, 1895.

Referred to the Committee on Compensation and Fees for State and County Officers.

House bill No. 195, by Mr. Lyons: An act relating to mess houses (so called) and mill boarding houses, and requiring uni-

form rates to be charged at such houses, and prescribing penalties for its violation.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 196, by Mr. Lyons: An act to amend section 3522, chapter five, of Ballinger's Annotated Codes and Statutes of Washington, relating to liability of trespass by animals.

Referred to the Committee on Judiciary.

House bill No. 197, by Mr. Lambert: An act to amend an act entitled "An act in relation to garnishment in justice courts," approved March 12, 1903, being chapter 64 of the acts of 1903.

Referred to the Committee on Judiciary.

House bill No. 198, by Mr. Irving: An act providing for the amendment of section 16 of article one (1) of the constitution of the State of Washington, relating to the exercise of the power of eminent domain.

Referred to the Committee on Constitutional Revision.

House bill No. 199, by Mr. McGregor: An act to amend section 1 and adding section 1½ to an act entitled, "An act prohibiting the importation of horses, cattle and swine, unless accompanied by certificate of health and permit from some official veterinarian, excepting animals intended for exhibiting, providing for its enforcement, and fixing a penalty for its violation."

Referred to the Committee on Dairy and Live Stock.

House bill No. 200, by Mr. Huxtable: An act for the protection of game animals, providing for the closed season and fixing penalties therefor.

Referred to the Committee on Game and Game Fish.

The speaker appointed Messrs. Dawes, Kellogg and Strobridge as the House members of the committee to consider recommendations of State officials as per House concurrent resolution No. 5.

## REPORTS OF STANDING COMMITTEES.

House bill No. 27: Recommend it do pass.

House bill No. 141: Recommend it be referred to the Committee on Judiciary.

House bill No. 145: Recommend it be indefinitely postponed.

The report on House bill No. 145 was adopted.



## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 31, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills to whom was referred House bills Nos. 14 and 20, have compared same with the original bills and find them correctly engrossed.

LEE VAN SLYKE, Chairman.

We concur in this report: E. D. Reiter, C. E. Vilas.

## SECOND READING OF BILLS.

House bill No. 100, creating the office of chaplain of the penitentiary. The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 100 was passed to third reading, and ordered engrossed.

## THIRD READING OF BILLS.

House bill No. 88, an act relating to appeals to superior courts. The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 75, nays 4, absent or not voting 15.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Fancher, Frostad, Fulton, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Linsley, N. E. Linsley, Maloney, McCoy, McGregor, McNicol, McVay, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, Mr. Speaker—75.

Those voting nay were: Messrs. Benn, Bishop, Crandall and Levin—4.

Those absent or not voting were: Messrs. Bartlett, Booth, Doolittle, Ericksen, Falconer, Fenton, Gleason, Chas. Johnson, Keyes, Long, Lyons, Melcher, Roth, Stevenson, Strobridge—15.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 30, an act in relation to estrays.

Mr. Dickson moved that the bill be returned to second reading for further amendment.

The motion was lost.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 80, nays 1, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Bowers, Bradley, Byerly, Clarke, Coate, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—80.

Mr. Hare voted nay.

Those absent or not voting were: Messrs. Blaker, Booth, Brown, Crandall, D. J. Davis, Doolittle, Gleason, Keyes, Miller, Roth, Stevenson, Strobbridge, Weir—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 52, an act making provisions for the incorporation of cemetery associations.

Mr. Reid moved that the bill be returned to second reading for the purpose of amendment.

The motion was lost.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 73, nays 2, absent or not voting 19.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin,

Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stilson, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—73.

Those voting nay were: Messrs. Crandall and Reid—2.

Those absent or not voting were: Messrs. Booth, Brown, Clarke, Coate, Doolittle, Dyke, Eidemiller, Gleason, Hamilton, Hare, Houston, Keyes, J. B. Lindsley, Roth, Sheets, Stevenson, Strobridge, Van Slyke, Weir—19.

On motion of Mr. Dawes the title of House bill No. 30 was changed to read as follows:

An act in relation to estrays, providing for their detention, registration and sale, and prescribing penalties for its violation.

House bill No. 93, for the relief of Dora W. Cryderman, and others.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 83, nays 0, absent or not voting 11.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Hare, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, Mr. Speaker—83.

Those absent or not voting were: Messrs. Booth, Coate, Doolittle, Dyke, Gleason, Hamilton, Huxtable, Keyes, Levin, Roth, Stevenson—11.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 47, an act for the relief of Joseph Canutt.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 80, nays 0, absent or not voting 14.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Griffin, Hare, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, Mr. Speaker—80.

Those absent or not voting were: Messrs. Coate, Doolittle, Fenton, Gleason, Hamilton, Huxtable, Lee A. Johnson, Keyes, Levin, Poyns, Roth, Stevenson, Theurer, Van Slyke—14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 26, an act for the relief of Garfield county.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Brown, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Fulton, Griffin, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, Mr. Speaker—76.

Those absent or not voting were: Messrs. Bradley, Clarke, Coate, Dickson, Doolittle, Dyke, Fenton, Frostad, Gleason, Hamil-

ton, Keyes, Maloney, McNicol, Poyns, Roth, Stevenson, Theurer, Van Slyke—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 2, an act to provide for the apprehension, detention, trial, treatment and control of delinquent children.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 82, nays 0, absent or not voting 12.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, Mr. Speaker—82.

Those absent or not voting were: Messrs. Crandall, Dickson, Dobson, Doolittle, Gleason, Hamilton, Hare, Maloney, McCoy, Roth, Stevenson, Van Slyke—12.

There being no objections, the title of the bill was ordered to stand as the title of the act.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., January 31, 1905.

MR. SPEAKER:

The Senate has passed Senate bill No. 6, entitled "An act creating certain educational funds," etc.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House took a recess at noon until 2 p. m.

## AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Doolittle, Gleason, Keyes, Melcher, Roth and Stevenson.

Messrs. Stevenson, Gleason and Doolittle were excused.

## REPORTS OF STANDING COMMITTEES.

House bill No. 71: Recommend it do pass as amended.

House bill No. 176: Recommend it do pass as amended.

House bill No. 164: Recommend it do pass.

House bill No. 54: Recommend it do pass.

House bill No. 154: Recommend it do pass as amended.

House bill No. 117: Recommend it do pass.

House bill No. 135: Recommend it do pass.

House bill No. 106: Recommend it do pass as amended.

House bill No. 128: Recommend it be reprinted and do pass as amended.

The report on House bill No. 128 was adopted.

House bill No. 97: Recommend it be re-referred to Committee on Game and Game Fish.

The report was adopted.

Senate bill No. 12: Recommend it do pass.

House bill No. 41: Recommend it do pass.

House bill No. 102: Recommend it do pass.

House bill No. 50: Recommend it do pass.

House bill No. 103: Recommend it do pass.

House bill No. 5: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 116: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 179: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 43: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 32: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 1: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 133: Recommend it be indefinitely postponed.

Mr. Benn moved that House bill No. 133 be placed on the calendar for second reading.

The motion was lost.

House bill No. 133 was indefinitely postponed.

### THIRD READING OF BILLS.

House bill No. 14, providing for the punishment of parents responsible for the delinquency of children.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 59, nays 21, absent or not voting 14.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Blaker, Bolinger, Bowers, Bradley, Brown, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Erickson, Falconer, Fancher, Fenton, Frostad, Fulton, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McVay, Miller, Minard, Ratcliffe, Reiter, Renick, Rudene, Rudio, Scott, Shultz, Smith, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams—59.

Those voting nay were: Messrs. Bartlett, Bishop, Byerly, Eidemiller, Griffin, Hamilton, Hare, Harper, Kenoyer, Levin, McNicol, Moldstad, Morgan, Olsen, Poyns, Reid, Roberts, Sheets, Theurer, Van Slyke, Mr. Speaker—21.

Those absent or not voting were: Messrs. Blackmore, Booth, Crandall, Doolittle, Gleason, Houston, Irving, Keyes, Melcher, Morrill, Roth, Stevenson, Stilson, Strobridge—14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 20, an act to provide for the committing of juvenile offenders to the state reform school at Chehalis.

The bill as engrossed was read the third time and placed on final

passage and passed by the following vote: Yeas 67, nays 10, absent or not voting 17.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Blackmore, Blaker, Bolinger, Booth, Bowers, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reiter, Renick, Roberts, Ruderie, Rudio, Scott, Shultz, Smith, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—67.

Those voting nay were: Messrs. Bartlett, Bishop, Dickson, Dobson, Fenton, McNicol, Reid, Sheets, Theurer, Weir—10.

Those absent or not voting were: Messrs. Benn, Bradley, Clarke, Crandall, Doolittle, Gleason, Houston, Huxtable, Irving, Keyes, Long, Morrill, Roth, Stevenson, Stilson, Strobridge, Van Slyke—17.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 58, an act to reserve certain state lands from sale or lease.

On motion of Mr. Hughes House bill No. 58 was re-committed to the Committee on State, School and Granted Lands.

On motion Senate bill No. 12 was placed on the calendar for second reading.

The bill was read the second time by sections.

On motion of Mr. Dawes the rules were suspended, the second reading was considered the third, and Senate bill No. 12 was placed on final passage and passed the House by the following vote: Yeas 82, nays 2, absent or not voting 10.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E.



Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—82.

Those voting nay were: Messrs. Maloney and Weatherford—2.

Those absent or not voting were: Messrs. Benn, Clarke, Coate, Crandall, Doolittle, Gleason, Keyes, Roth, Stevenson, Strobridge—10.

The emergency clause passed by the following vote: Yeas 77, nays 2, absent or not voting 15.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Crane, D. J. Davis, Geo. L. Davis, Dawcs, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—77.

Those voting nay were: Messrs. Maloney, Weatherford—2.

Those absent or not voting were: Messrs. Benn, Clarke, Coate, Crandall, Doolittle, Fancher, Gleason, Hare, Huxtable, Keyes, Miller, Roth, Stevenson, Strobridge, Van Slyke—15.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The House adjourned at 3:10 p. m. until 11 o'clock a. m. tomorrow.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

## TWENTY-FOURTH DAY.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Wednesday, February 1, 1905.  
11 o'clock a. m. }

The House was called to order by the speaker at 11 a. m.

Roll call showed all members present except Messrs. Gleason and McCoy, excused.

Rev. R. M. Hayes, D. D., offered prayer.

The minutes of yesterday were read and approved.

## REPORTS OF STANDING COMMITTEES.

House bill No. 70: Recommend it do pass.

House bill No. 33: Recommend it do pass.

House bill No. 36: Recommend it do pass as amended.

House bill No. 12: Recommend it be indefinitely postponed.

The report on House bill No. 12 was adopted.

House bill No. 157: Recommend it do pass as amended.

House bill No. 148: Recommend it do pass.

House bill No. 79: Recommend it do pass.

House bill No. 138: Recommend it be indefinitely postponed.

The report on House bill No. 138 was adopted.

House bill No. 140: Recommend it do pass.

House bill No. 74: Recommend it be indefinitely postponed.

The report on House bill No. 74 was adopted.

## FIRST READING OF SENATE BILLS.

Senate bill No. 6: An act creating two certain funds in the State treasury: one to be known as "The current fund of the agricultural college and school of science;" and the other to be known as "The normal school current fund."

Referred to the Committee on Agricultural College and School of Science.

## INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed, and referred to the committees indicated:

House bill No. 201, by Mr. Geo. L. Davis: An act to provide for a close season for razor clams in the Pacific ocean beach in the State of Washington, for the purpose of sale or canning and fixing a penalty for the violation of the same and declaring an emergency.

Referred to the Committee on Fisheries.

House bill No. 202, by Mr. Bartlett: An act to establish and maintain a State fish hatchery on Chimacum creek, or some of its tributaries, in Jefferson county, Washington, and making an appropriation therefor.

Referred to the Committee on Fisheries.

House bill No. 203, by Mr. Irving: An act relating to the incorporation, management and powers of companies having for their object the building of toll logging roads, chutes and other ways for the transportation of logs and other timber products, and conferring on such companies the power of eminent domain, and declaring an emergency.

Referred to the Committee on Commerce and Manufactures.

House bill No. 204, by Mr. Chas. Johnson: An act to amend section one and section three of chapter 108 of the Session Laws of 1903, the same being an act to provide for the protection of trout and other game fish in the State of Washington and providing a punishment and declaring an emergency; approved March 14, 1903.

Referred to the Committee on Game and Game Fish.

House bill No. 205, by Mr. Blackmore: An act providing that county officers may close their offices on Saturday, after 12 o'clock, noon, and declaring an emergency.

Referred to the Committee on Compensation for State and County Officers.

House bill No. 206, by Mr. Rudene: An act to amend sections 7, 8, 9, 10, 11, 13, 14, 16, 17 and 18, add sections 7½, 8½, 9½, 17½, and 17¾, and repealing sections 12 and 15 of chapter 119 of the Session Laws of 1903, entitled, "An act providing for the levy, collection and manner of payment of road, bridge, poll and

property taxes, and the manner of the expenditure thereof, and providing for the division of counties into road districts, and the appointment of supervisors thereof," and repealing all acts and parts of acts in conflict herewith.

Referred to the Committee on Roads and Bridges.

House bill No. 207, by Mr. Moldstad: An act to amend section 6 of chapter 153 of the Session Laws of 1901, entitled, "An act providing for establishing private fish hatcheries, and for the control, sale and disposition of fish spawn, fry and fish raised in private hatcheries, defining the duties of the fish commissioner in relation thereto, providing a penalty for the violation thereof, and repealing all laws in conflict herewith."

Referred to the Committee on Game and Game Fish.

House bill No. 208, by Mr. McCoy: An act to provide for the purchase of additional land adjoining the grounds upon which is located the buildings of the State reform school and making an appropriation therefor.

Referred to the Committee on State School for Defective Youth and Reform School.

House bill No. 209, by Mr. Theurer: An act relating to the duties of clerks of incorporated cities and towns.

Referred to the Committee on Municipal Corporations other than First Class.

House bill No. 210, by Mr. Griffin: An act to establish a State fish hatchery on the south fork of the Nooksack river, or some of its tributaries, in Whatcom county in the State of Washington, and making an appropriation therefor.

Referred to the Committee on Fisheries.

House bill No. 211, by Mr. Eidemiller: An act to provide for submitting the question of changing the permanent location of the seat of government from Olympia, Thurston county, Washington, to Tacoma, Pierce county, Washington, to the vote of the people.

Referred to the Committee on Judiciary.

House memorial No. 7, by Mr. Ericksen: Memorializing congress of the United States to early enact such laws as shall encourage the national good roads movement.

Referred to the Committee on Memorials.

## SECOND READING OF BILLS.

House bill No. 27, declaring the waters, waterways, streams, and water courses of the State to be highways.

House bill No. 27 was re-referred to the Committee on Judiciary.

House bill No. 71, an act relating to elections. On motion the bill was passed on the calendar.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 31, 1905.

MR. SPEAKER:

We, your Committee on Roads and Bridges, to whom was referred House bill No. 176, entitled "An act to regulate the width of tires of wagons to be used on the public highways of the State of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows: Add after the last word of the title the following, "and providing a penalty for each violation thereof," and that as so amended the bill do pass.

W. H. CLARKE, Chairman.

We concur in this report: W. O. Long, Andrew Olsen, W. J. Dyke, Chas. Johnson, D. P. Bowers, W. A. Bolinger, J. M. Stevenson, Wm. H. Weber, Jno. H. Sheets, A. S. Melcher, J. A. Ulsh, Wm. Coate.

The following amendment, by Mr. Minard, was lost:

In Sec. 5, line 2 of the printed bill change word "ten" to "fifteen."

The following amendment, by Mr. Lee A. Johnson, was adopted:

Strike out of section three the words "or vehicle" in second line of printed bill and line 2 of original bill.

The following amendment, by Mr. Ayer, was lost:

Amend section 3 by striking out of lines 1 and 2 of the printed bill the words "or who, in said state, offers to sell or sells."

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 176 was passed to third reading.

House bill No. 164, an act to provide for the organization and incorporation of companies for clearing out and improving rivers and streams.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 164 was passed to third reading.

House bill No. 54, an act to provide against the adulteration of food and fraud in the sale thereof.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 54 was passed to third reading.

House bill No. 154, to secure and perpetuate liens upon chattels for labor, skill and money expended thereon.

The following amendment, by Mr. Reid, was lost:

Amend section 1, line 10, of the original bill, being line 7 of printed bill, by striking out all of the section following the words "third persons."

The House took a recess till 2 p. m.

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#### AFTERNOON SESSION.

The speaker called the House to order at 2 o'clock.

Roll call showed all members present except Messrs. Gleason, Keyes, Todd and Weatherford, excused.

On motion of Mr. Clarke House bill No. 176 was taken from the Engrossing Committee and referred to the Committee on Roads and Bridges.

#### SECOND READING OF BILLS.

The second reading of House bill No. 154 was continued. The following amendments, by Mr. Houston, were adopted:

Amend section 1 by striking out the figure "3" in line 6 of the original bill, being line 4 of the printed bill, and insert in lieu thereof the figure "6."

Amend section 1 by striking out the words "notice and before the filing of a notice of lien" after the word "without" in lines 10 and 11 of the original bill, being line 8 of the printed bill, and substitute in lieu of the words stricken the following: "actual knowledge of the."

Amend section 2 by striking out the words "as against innocent third persons" in lines 1 and 2 of the original bill, being line 1 of the printed bill.

On motion of Mr. Maloney House bill No. 154 was referred to the Judiciary Committee.

House bill No. 117, an act fixing the salaries of county commissioners in counties of the first class.

The following amendment by Mr. Clarke was adopted:

Strike out in line 17 of the printed bill, after the word "assessor," "\$1500" in figures and insert "\$2000" in figures.

The bill was read the second time by sections and passed to third reading, and was ordered engrossed.

House bill No. 135, creating a fund to be known as the public highway fund for the construction and repairs of highways and bridges.

The bill was read the second time by sections and passed to third reading.

House bill No. 106, relating to the punishment of the crime of seduction.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 106 was passed to third reading, and was ordered engrossed.

House bill No. 128, providing for and fixing the amount of bonds of guardians.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 128 was passed to third reading, and was ordered engrossed.

House bill No. 41, providing for the payment of assessments for local improvements against lots or tracts against which general tax certificates of delinquency are sought to be foreclosed.

On motion of J. B. Lindsley section five was stricken from the bill.

The bill was read the second time by sections and passed to third reading, and was ordered engrossed.

House bill No. 102, an act to enable cities having sufficient population to re-incorporate.

On motion of J. B. Lindsley the following amendments were adopted:

Section 6, line 2 of the original bill, substitute the word "is" for "in."

Section 40, line 5 printed bill, being line 7 of the original bill, substitute the word "fifteen" for the word "twenty."

Section 41, line 5 of the printed bill, being line 6 of the original bill, substitute the word "fifteen" for the word "twenty."

Section 41, line 22 of printed bill, being lines 27 and 28 of the original bill, substitute the words "twenty-four" for the figures "34 (24)."

Section 44, line 6 of the printed bill, being line 8 of the original bill, substitute the word "fifteen" for the word "twenty."

Amend section 51 by adding to said section the following: "And the words 'city' or 'town' wherever used shall be construed to be either."

Amend section 53 to read as follows: "All actions which may now be pending in any court under existing laws, which the act in any manner supersedes, or repeals, shall proceed without being in any manner affected by the passage of this act."

Add section 54 to the bill, to read as follows: "Section 54. An emergency exists, and this act shall take effect immediately."

The second reading of House bill No. 102 was continued until tomorrow.

## MESSAGES FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 1, 1905.

MR. SPEAKER:

The Senate has passed Senate bill No. 81, "An act to regulate the practice of osteopathy," etc.

Also Senate bill No. 3, prohibiting the sale of milk containing adulterations, etc.

Also Senate bill No. 46, "An act for the regulation of the manufacture and sale of vinegar," etc.

Also Senate bill No. 45, "An act to amend the law relating to the incorporation of cemetery associations," etc.

Also Senate bill No. 36, authorizing one corporation to hold stock in another corporation, etc.

Also Senate bill No. 71, to amend the law relating to private corporations, and declaring an emergency.

Also Senate bill No. 84, providing for the suspension and withholding of sentences of persons convicted when under the age of twenty-one years.

Also Senate bill No. 86, to amend the law relating to the employment of special attorneys by county commissioners, etc.

Also Senate bill No. 83, to amend the law relating to bonds of guardians, etc.

Also Senate bill No. 94, "An act to prevent the fraudulent removal or sale or destruction of personal property," etc.

Also Senate bill No. 32, limiting the amount of liability for the death of persons caused through negligence, etc.

Also, Senate bill No. 90, providing for a system of registration of births, deaths, etc.

Also Senate bill No. 85, providing for sanitary conditions in hotel and restaurant kitchens, etc.

And the same are herewith transmitted.



The Senate has passed House bill No. 67, entitled "An act to amend the law relating to security for costs in justices courts," etc., with the following amendment:

In line 5, section 1 of the printed bill, strike the words "before or" and substitute the words "in a sum not exceeding fifty dollars" therefor. And the same is herewith transmitted.

The Senate has passed House concurrent resolution No. 5, providing for a joint committee to examine and consider the several reports of the state officers, and the president has appointed Senators Bronson and S. T. Smith as Senate members of said committee.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House adjourned at 3:45.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

## TWENTY-FIFTH DAY.

### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., Thursday, February 2, 1905 }  
10 o'clock a. m.

The speaker called the House to order at 10 a. m.

Roll call showed all members present except Messrs. Long, Blackmore, Houston, Keyes, Lambert, Todd and Weatherford. Messrs. Weatherford, Todd, Houston and Long were excused.

Rev. R. M. Hayes offered prayer.

The journal of yesterday was read and approved.

The Committee on Claims and Auditing approved the following bills, which were ordered paid:

H. N. Richmond Paper Co., stationery.....	\$340.64
Pioneer Bindery & Printing Co., stationery.....	728.06
W. W. Binheimer, wire and labor.....	22.00

## REPORT OF STANDING COMMITTEES.

- House bill No. 81: Recommend it do pass.  
House bill No. 150: Recommend it do pass.  
House bill No. 83: Recommend it do pass.  
House bill No. 55: Recommend it do pass as amended.  
House bill No. 163: Recommend it be indefinitely postponed.

The report on House bill No. 163 was adopted.

- House bill No. 57: Recommend it do pass.  
House bill No. 62: Recommend it do pass.  
House bill No. 155: Recommend it do pass as amended.  
House bill No. 18: Recommend it do pass as amended.  
House bill No. 92: Recommend it do pass as amended.  
Senate bill No. 9: Recommend it do pass.  
House bill No. 16: Recommend it do pass.  
House bill No. 84: Recommend it do pass as amended.  
House bill No. 44: Recommend it do pass.  
House bill No. 167: Recommend it do pass.  
House bill No. 172: Recommend it do pass as amended.  
House bill No. 90: Recommend it do pass as amended.  
House bill No. 58: Recommend it be indefinitely postponed.

The report on House bill No. 58 was adopted.

- House bill No. 80: Recommend it be indefinitely postponed.

The report was adopted.

On motion of Mr. Lyons the House concurred in the Senate amendment to House bill No. 67 by the following vote: Ayes 79, nays 0, absent or not voting 15.

Those voting aye were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Scott, Sheets, Smith, Stilson, Strobridge, Theurer, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—79.

Those absent or not voting were: Messrs. Booth, Crandall, Falconer, Gleason, Hare, Houston, Huxtable, Keyes, Long, Lyons,

Rudio, Shultz, Stevenson, Todd, Weatherford—15.

The remonstrance of the city of Bellingham against the changing of the name from Bellingham to Whatcom was placed on file.

### FIRST READING OF SENATE BILLS.

Senate bill No. 3: An act prohibiting the sale of milk in which formaldehyde or other poisonous substances have been mixed.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

Senate bill No. 32: An act in relation to the recovery of damages for the death of a person.

Referred to the Committee on Judiciary.

Senate bill No. 36: An act authorizing and empowering any corporation to acquire shares of the capital stock of another corporation.

Referred to the Committee on Judiciary.

Senate bill No. 45: An act to amend an act making provision for the incorporation of cemetery associations.

Referred to the Miscellaneous Committee.

Senate bill No. 46: An act for the regulating of the manufacture and sale of vinegar.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

Senate bill No. 71: An act to amend an act relating to the organization and management of private corporations.

Referred to the Committee on Corporations other than Municipal.

Senate bill No. 81: To regulate the practice of osteopathy.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

Senate bill No. 83: An act amending an act relating to bonds of guardians.

Referred to the Committee on Judiciary.

Senate bill No. 84: An act providing for the suspension of sentence of persons under twenty-one who have been convicted of a misdemeanor or felony.

Referred to the Committee on Judiciary.

Senate bill No. 85: An act providing for sanitary conditions in hotel and restaurant kitchens.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

Senate bill No. 86: An act relating to the employment of special attorneys by county commissioners.

Referred to the Committee on Judiciary.

Senate bill No. 90: An act to provide a system of registration of births and deaths.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

Senate bill No. 94: An act to prevent the fraudulent disposition of personal property.

Referred to the Committee on Judiciary.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated:

House bill No. 212, by D. J. Davis: An act to amend an act entitled, "An act to amend sections 2, 3, 12, 13, and 15 of an act entitled, 'An act for the protection of game animals and birds, and song birds, and to define and punish as misdemeanors all violations thereof vesting the county commissioners with authority to appoint game wardens, defining their duties, fixing their compensation, and defining the duties of certain county, precinct and municipal peace officers, and repealing sections 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 271, 272, of the penal code of the State of Washington,' approved March 11, 1897."

Referred to the Committee on Game and Game Fish.

House bill No. 213, by Mr. McCoy: An act relating to the hides of deer, moose, elk, caribou, mountain sheep or mountain goat and amending section 9 of an act entitled, "An act for the protection of game animals and birds of the State of Washington, defining violations thereof and providing punishment for the same and providing a game fund of all fines collected under this act and repealing all acts and parts of acts in conflict with the provisions of this act," approved March 12, 1903.

Referred to the Committee on Game and Game Fish.

House bill No. 214, by the Appropriation Committee: An act

making an appropriation for the use of the division of public documents of the State library, and declaring an emergency.

Placed on the calendar for second reading.

House bill No. 215, by Mr. Reiter: An act relating to the licensing of peddlars and canvassers of agricultural and domestic implements and machinery, groceries and other articles.

Referred to the Committee on Commerce and Manufactures.

House bill No. 216, by Mr. Roth: An act to amend sections 4 and 9 of an act of the Legislature of the State of Washington, approved March 13, 1899, entitled: "An act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws and declaring an emergency," and declaring an emergency.

Referred to the Committee on Fisheries.

House bill No. 217, by Mr. Bishop: An act to amend sections 1, 2, 3 and 6 of an act entitled, "An act to provide for the extermination of coyotes and wolves in the State of Washington, and for the payment of bounties for such extermination, and making an appropriation therefor," passed by the House notwithstanding the Governor's veto, January 24, 1905, passed by the Senate notwithstanding the Governor's veto, January 26, 1905, and filed in the office of the Secretary of State January 27, 1905, and providing for the extermination of other wild animals and the payment of bounties thereof.

Referred to the Committee on Game and Game Fish.

House bill No. 218, by Mr. Roth: An act to create the office of chaplain of the State penitentiary, to define his duties, and to fix his compensation.

Referred to the Committee on Public Morals.

House bill No. 219, by Mr. Booth: An act amending sections 2, 5, 7, 11 and 12 of an act entitled, "An act defining forcible entry, forcible detainer and unlawful detainer of real property, and providing remedies therefor by summary proceedings," approved March 7, 1891.

Referred to the Committee on Judiciary.

House bill No. 220, by Mr. Ayer: An act making an appropriation of money to pay Blankenship-Satterlee Co. for printing 1500 biennial reports of the State mining inspector.

Referred to the Committee on Claims and Auditing.

House bill No. 221, by Mr. Fenton: An act making appropriation for certain deficiencies for the fiscal period ending March 31, 1905.

Referred to the Committee on Appropriations.

House bill No. 222, by Mr. Fenton: An act providing a merchant's lien upon saw logs, spars, piles, cordwood, shingle bolts or other timber for necessary supplies furnished the camp getting out said timber, and concerning the time and remedy to secure and obtain such lien and benefits thereof, and the manner and procedure of obtaining the same.

Referred to the Committee on Judiciary.

## SECOND READING OF BILLS.

House bill No. 50, relating to the selling, leasing or making contracts concerning its real estate by incorporated cities or towns.

The bill was read the second time by sections, considered engrossed and passed to third reading.

House bill No. 103, relieving cities and towns from liability for death or damage to person or property upon streets which have not been improved.

The bill was read the second time by sections, considered engrossed and passed to third reading.

House bill No. 70, for the relief of drainage district No. 14, of Skagit county.

The bill was read the second time by sections, considered engrossed and passed to third reading.

House bill No. 33, providing a method for the assessment and collection of an excise tax from bonding companies.

The bill was read the second time by sections, considered engrossed and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 31, 1905.

**MR. SPEAKER:**

We, your Committee on Revenue and Taxation to whom was referred House bill No. 36, entitled "An act creating a state board of tax commissioners, defining its duties and powers," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Strike out the amount "\$5,000" in line 77 of section 2 of the original bill, same being line 61 of section 2 of the printed bill, and substitute in lieu thereof the amount "\$3,000."

In the blank space in line 7 of section 6 of the original bill, same being line 5 of the printed bill, insert the amount "\$1,500."

In the blank space in line 8 of section 6 of the original bill, same being line 6 of the printed bill, insert the amount "\$75."

In line 19 of section 6 of the original bill, same being line 14 of the printed bill, insert on the blank space therein the amount "\$3,000."

GEO. T. REID, Chairman.

We concur in this report: J. L. Harper, F. M. Weatherford, G. E. Dickson, F. Albert Bartlett, J. A. Falconer, J. A. Kellogg, K. P. Frostad, Wm. Coate.

The committee amendment to section two was adopted.

The committee amendment to line 7 of section 6 of the original bill was lost.

On motion of Mr. Roth section 6 was amended by inserting in the blank space in line 7 of the original bill the figures "\$1200."

Committee amendments to section six in lines 8 and 19 of the original bill were adopted.

On motion of Mr. Lindsley the following amendment was adopted:

Amend section 6 by inserting after the word "necessary," in line 6 of the printed bill and line 8 of the original bill, the words "not exceeding two in number."

The bill was read by sections and House bill No. 36 was passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 31, 1905.

MR. SPEAKER:

We, your Committee on Dairy and Live Stock, to whom was referred House bill No. 157, entitled "An act relating to the sale and manufacture of dairy products, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

In section 5 remove period and add "and shall condemn milk or cream arriving on the market at a temperature above 70 degrees F., or that which is too old or in such condition as to be detrimental to the production of high grade goods."

In section 6, line 2, of the printed bill, same being in line 3 of the original bill, after the word "creamery" strike out the words "shall be supplied by the dairy commissioner at cost," and insert in lieu thereof the words "shall be inspected and tested by the dairy commissioner, or

his deputies, and any found to be faulty, or defective, to be replaced through the dairy commissioner at cost to the user."

J. O. RUDENE, Chairman.

We concur in this report: G. C. Kenoyer, Peter McGregor, F. M. Weatherford, D. P. Bowers, W. O. Long, W. W. Brown, J. A. Falconer, Wm. Bishop, Jr., J. A. Ulsh, Wm. Coate, W. M. Rudio, W. H. Clarke.

House bill No. 157, relating to the sale and manufacture of dairy products.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 157 was ordered engrossed, and referred to the Committee on Appropriations.

House bill No. 148, making an appropriation for publishing the proceedings of the annual meetings of the State Dairymen's association.

The bill was read the second time by sections and referred to the Committee on Appropriations.

House bill No. 79, providing for the creation of the office of state veterinary surgeon, was, on motion, referred to the Committee on Judiciary.

House bill No. 140, concerning wages of labor.

On motion House bill No. 140 was referred to the Committee on Judiciary.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., January 26, 1905.

MR. SPEAKER:

We, your Committee on Privileges and Elections, to whom was referred House bill No. 71, entitled "An act to amend sections 1362 and 1394 of Ballinger's Codes and Statutes of the State of Washington, relating to elections," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

That the words "Duplicate poll books, ballot boxes, or pouches and printed ballots," in line 5, section 1 of the original bill, being line 4, section 1 of the printed bill, be changed to read as follows: "ballot boxes, or pouches, printed ballots, and duplicate poll books."

That the words "the board" in line 11, section 1 of the original bill, being line 8, section 1 of the printed bill, be stricken out, and the word "boards" substituted therefor.

That the word "ballot" in line 15, section 1 of the original bill, being line 11, section 1 of the printed bill, and being omitted just after the word "such" in the bill as reprinted, be stricken out, and the word "vote" substituted therefor.



That in line 15, section 1 of the original bill, being line 11, section 1 of the printed bill, the words "the same" be inserted immediately after the word "counted."

That in line 4, section 2 of the original bill, being line 3, section 2 of the printed bill, the word "to" be inserted between the words "offered" and "traverse."

Your committee further recommends that, when so amended, it do pass.

H. L. STROBRIDGE, Chairman.

We concur in this report: Geo. T. Reid, Elmer E. Todd, D. Hoch.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 71 was passed to third reading and ordered engrossed.

### REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 1, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bills Nos. 41, 106, 128, and 117, have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

LEE VAN SLYKE, Chairman.

We concur in this report: Frank Allen, C. E. Vilas, Frank H. Renick.

### REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 1, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred enrolled House bill No. 67, have compared same with the engrossed bill and find it correctly enrolled.

Respectfully submitted.

S. W. FENTON, Chairman.

We concur in this report: John A. Fancher, W. H. Hughes, Frank A. Twichell.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

The president has signed House bill No. 67, entitled "An act relating to security for costs in justice courts."

Also Senate bill No. 12, providing for an additional judge of the superior court for King county, and declaring an emergency.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker in open session signed Senate bill No. 12.

The House took a recess until 2 o'clock.

### AFTERNOON SESSION.

The speaker called the House to order at 2 o'clock.

Roll call showed all members present except Messrs. Houston, Keyes, Long, Todd and Weatherford, who were excused.

### MEMORIAL FROM ARIZONA.

A joint memorial from the Legislature of the Territory of Arizona, relative to the action of the Congress of the United States, on the statehood measure, was read and referred to the Committee on Memorials.

### SECOND READING OF BILLS.

On motion of Mr. Reid the House returned to second reading of House bill No. 19 for the purpose of amendments.

The following amendments by Mr. Reid were adopted:

Amend section 1 by inserting in line 3 of section 1 of the printed bill, after the word "county" and before the word "may," the words "except as herein otherwise provided."

Amend section 4 by adding to said section the following: "*Provided, That this act shall not apply to lots which the county may have obtained title to through the foreclosure of the general tax lien.*"

The bill was read the second time by sections and passed to third reading, and was ordered engrossed.

### THIRD READING OF BILLS.

House bill No. 100, creating the office of chaplain of the penitentiary.

A motion by Mr. Maloney to suspend the rules and return

House bill No. 100 to second reading for amendment, was carried.

The following amendment by Mr. Maloney was adopted:

At the end of section 2 add: "*Provided*, That at no time shall such chaplain visit any portion of the state penitentiary or any convict therein without the consent of the warden, and, *provided further*, that all reports of such chaplain shall be made through the warden."

On motion of Mr. Dawes the rules were suspended and House bill No. 100 was considered engrossed, placed on final passage and passed by the following vote: Yeas 71, nays 13, absent or not voting 10.

Those voting yea were: Messrs. Allen, Bassett, Blackmore, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morrill, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Theurer, Twichell, Ulsh, Vilas, Weber, Weir, Williams, Mr. Speaker—71.

Those voting nay were: Messrs. Ayer, Benn, Bishop, Blaker, Dickson, Hare, Levin, Maloney, Morgan, Olsen, Sheets, Strobidge, Vogtlin—13.

Those absent or not voting were: Messrs. Bartlett, Gleason, Houston, Huxtable, Keyes, Long, Moldstad, Todd, Van Slyke, Weatherford—10.

The emergency clause being stricken from the bill the same was ordered stricken from the title. The title of the bill as thus amended was ordered to stand as the title of the act.

House bill No. 54, an act to provide against the adulteration of food. . ,

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 74, nays 1, absent or not voting 19.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fal-

coner, Fancher, Fenton, Frostad, Griffin, Hamilton, Henderson, Hoch, Hughes, Chas. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Twichell, Ulsh, Van Slyke, Vogtlin, Weber, Weir, Williams, Mr. Speaker—74.

Mr. Fulton voted nay.

Those absent or not voting were: Messrs. Crandall, Dickson, Gleason, Hare, Harper, Houston, Huxtable, Irving, Lee A. Johnson, Keyes, Long, Maloney, Miller, Reiter, Rudio, Scott, Todd, Vilas, Weatherford—19.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 164, an act to provide for the organization of companies for improving rivers and streams.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Theurer, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—78.

Those absent or not voting were: Messrs. Booth, Clarke, Eidemiller, Gleason, Hamilton, Hare, Houston, Keyes, Long, Maloney, Poyns, Roth, Sheets, Strobridge, Todd, Weatherford—16.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Dawes House bill No. 117 was returned to second reading.

The following amendment by Mr. Dawes was adopted :

In section 1, line 8 of the printed bill, and line 12 of the engrossed bill, between the words "class" and "shall," insert the words "as determined by the last preceding federal census."

On motion of Mr. Dawes House bill No. 117 was advanced to third reading, and as engrossed and amended was read the third time and placed on final passage and passed by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Twichell, Ulsh, Van Slyke, Vogtlin, Weber, Weir, Williams, Mr. Speaker—74.

Those absent or not voting were: Messrs. Bassett, Benn, Dickson, Fenton, Gleason, Hare, Houston, Chas. Johnson, Lee A. Johnson, Keyes, Levin, Long, Maloney, Miller, Morgan, Morrill, Strobbridge, Todd, Vilas, Weatherford—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. McVay the House adjourned at 4 o'clock until 10:30 a. m. tomorrow.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

## TWENTY-SIXTH DAY.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Friday, February 3, 1905. }  
10:30 o'clock.

The speaker called the House to order at 10:30 a. m.

Roll call showed all members present except Messrs. Bartlett, Blaker, Hare, Keyes, Long, Poyns, Roth, and Weatherford, excused.

Rev. D. M. Montgomery offered prayer.

The minutes of yesterday were read and approved.

## RESOLUTIONS AND MEMORIALS.

House memorial No. 8, by Mr. Williams: Urging congress to grant increased pensions to veterans of the Indian wars of 1855 and 1856.

Referred to the Committee on Memorials.

House concurrent resolution No. 6, by Mr. McCoy: Calling for the appointing of a committee of two from the Senate and three from the House, to investigate the needs of the state reform school.

The resolution was adopted.

The speaker appointed Messrs. McCoy, Blackmore and Crane as the House members of the committee.

A memorial from the commercial club of Sedro-Wooley, relative to the taking of a state census, was referred to the Committee on Constitutional Revision.

By Mr. Vilas:

*Resolved*, That the sargeant-at-arms of the House of Representatives be and hereby is instructed to keep his office open from 9 a. m. to 10 p. m., Sundays included.

*Be it further resolved*, That the bill clerk keep his office open during same hours.

The resolution was adopted.

By Mr. McVay:

*Resolved*, That the Committee on Rules be and hereby is instructed to employ a stenographer and typewriter for the use of the Committee on State Officers' Reports, such stenographer, when not employed by such committee, to be at the service of the House members generally, and to receive compensation at the rate of \$4 per day.

The resolution was adopted.

### REPORTS OF STANDING COMMITTEES.

Senate bill No. 71: Recommend it do pass as amended.

House bill No. 198: Recommend it do pass.

House bill No. 51: Recommend it be indefinitely postponed.

The report on House bill No. 51 was adopted.

House bill No. 162: Recommend it be referred to the Committee on Judiciary.

The report was adopted.

House bill No. 59: Recommend it do pass as amended.

House bill No. 182: Recommend it do pass as amended.

House bill No. 28: Recommend it do pass as amended.

Senate bill No. 31: Recommend it do pass as amended.

House bill No. 27: Recommend it be indefinitely postponed.

House bill No. 111: Majority report recommend it be indefinitely postponed.

House bill No. 111: Minority report recommend it do pass as amended.

House bill No. 101: Majority report recommend it be indefinitely postponed.

House bill No. 101: Minority report recommend it do pass.

House bill No. 166: Recommend it be indefinitely postponed.

House bill No. 160: Recommend it be indefinitely postponed.

House bills Nos. 27, 111, 101, 166 and 160 were indefinitely postponed.

House bill No. 115: Majority report recommends House substitute bill No. 115 do pass.

House bill No. 115: Minority report recommends House bill No. 115 and House substitute bill No. 115 be indefinitely postponed.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and sent to the committees indicated:

House bill No. 223, by Mr. Lee A. Johnson: An act for the relief of L. O. Meigs of Yakima county, State of Washington, and making an appropriation therefor.

Referred to the Committee on Claims and Auditing.

House bill No. 224, by Mr. Booth: An act giving to present and future lessees of tide lands the right to purchase such tide lands, and declaring an emergency.

Referred to the Committee on Tide Lands.

House bill No. 225, by Mr. Dyke: An act for the relief of S. P. Carusi, of Clallam county, State of Washington, and making an appropriation therefor.

Placed on the calendar for second reading.

House bill No. 226, by Mr. Minard: An act to amend sections 77, 78, 92, 95, 97, 119 and 120 of an act entitled, "An act to establish a general uniform system of public schools in the State of Washington, \* \* \* said act of which this act is amendatory, being known and cited as the Code of Public Instruction of the State of Washington, and being chapter 118 of the Session Laws of 1897, approved March 19, 1897."

Referred to the Committee on Education.

House bill No. 227, by Mr. Falconer: An act relating to the issuing of licenses by counties, cities and towns for the sale or disposal of spirituous, fermented, malt and other intoxicating liquors, and providing for the payment to the State of its proportionate share of the license fee.

Referred to the Committee on Revenue and Taxation.

House bill No. 228, by Mr. McCoy: An act relating to the taxing of timber when sold separate and distinct from the land.

Referred to the Committee on Revenue and Taxation.

House bill No. 229, by Mr. Ulsh: An act amending subdivision 5 of section 7 of an act entitled "An act providing for the survey, establishment and repairs of certain state highways and making appropriation therefor," passed over Governor's veto on January 26, 1905, adding a section thereto making said act take effect at once, and declaring an emergency.

Referred to the Committee on Roads and Bridges.

House bill No. 230, by Mr. Shultz: An act to establish a state fish hatchery on the Elwah river, or some of its tributaries, in Clallam county, in the State of Washington.



Referred to the Committee on Fisheries.

House bill No. 231, by Mr. Strobbridge: An act appointing county clerks guardians of the estate of insane persons whose estate is less than two hundred dollars, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 232, by Mr. Ericksen: An act providing for the location, establishment and equipment, at the university of Washington, of a structural materials testing station, and making an appropriation therefor.

Referred to the Committee on State University.

House bill No. 233, by Mr. Bolinger: An act to provide for the establishment and repair of a state road commencing near the mouth of the Methow river, on the west bank, in Okanogan county, State of Washington, thence northerly, following as near as practicable, the Methow river to Winthrop, thence up the south fork of said Methow river and over the summit to Barron, in the county of Whatcom, and making an appropriation therefor.

Referred to the Committee on Roads and Bridges.

House bill No. 234, by Mr. Harper: An act providing for the survey, establishment, repair and completion of the Kettle Falls-Republic state wagon road in Ferry and Stevens counties, and providing an appropriation therefor.

Referred to the Committee on Roads and Bridges.

House bill No. 235, by Mr. Booth: An act regulating the examinations and auditing of the accounts of county, city, town and school-district officers, and prescribing a penalty for the violation thereof.

Referred to the Committee on Compensation of State and County Officers.

House bill No. 236, by Mr. Strobbridge: An act to amend section 5716 of volume 2 of Ballinger's Annotated Codes and Statutes of Washington, entitled "Grounds for Divorce."

Referred to the Committee on Judiciary.

House bill No. 237, by Mr. Booth: An act providing for the payment to lessees of tide lands belonging to the State, by subsequent lessees or purchasers from the State, of all improvements placed upon such tide lands, including the cost of filling in and raising such tide lands above high tide and all assessments for local

improvements levied against the same, and declaring an emergency.

Referred to the Committee on Tide Lands.

House bill No. 238, by Mr. Booth: An act relating to changing corporate names of corporations.

Referred to the Committee on Corporations other than Municipal.

House bill No. 239, by Mr. Stilson: An act to amend section 340 of Ballinger's Annotated Codes and Statutes of the State of Washington, same being section 4121 of Pierce's Washington Code, relating to mileage and expenses of county commissioners.

Referred to the Committee on Compensation of State and County Officers.

House bill No. 240, by Mr. Lambert: An act to prevent fish stealing and prescribing penalties therefor.

Referred to the Committee on Fisheries.

House bill No. 241, by Mr. Griffin: An act providing for the protection of shrimp in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses and fixing penalties.

Referred to the Committee on Fisheries.

W. E. Budlong was sworn in as special stenographer.

## MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., February 3, 1905.

*To the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved House bill No. 67, entitled:

"An act amending section 6561 of Ballinger's Annotated Codes and Statutes of Washington, same being section 2904 of Pierce's Code, relating to security for costs in justice courts."

A. N. BROWN, Private Secretary.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 3, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House

bills Nos. 157, 19, 100, 71, 36, and 117, have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

LEE VAN SLYKE, Chairman.

We concur in this report: K. P. Frostad, C. E. Vilas, Frank H. Renick.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., February 3, 1905.

**MR. SPEAKER:**

The Senate has passed Senate concurrent resolution No. 12, providing for the printing of the official legislative manual.

Also Senate bill No. 4, entitled "An act authorizing the incorporation of fire department relief associations," etc.

Also Senate bill No. 65, entitled "An act to establish a fish hatchery in Cowlitz county."

Also Senate bill No. 88, entitled "An act amending the law relating to the practice of medicine and surgery," etc.

Also Senate bill No. 82, "An act providing for screens for irrigating ditches."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

### SECOND READING OF BILLS.

Senate bill No. 9, making the drawing of a bank check or draft for the payment of money, without funds or credit to meet the same, a felony.

The bill was read the second time by sections and passed to third reading.

House bill No. 81, empowering boards of county commissioners to make exhibits at the Lewis and Clark exposition.

The bill was read the second time by sections and passed to third reading.

House bill No. 150, relating to maintenance, repair and renewal of sidewalks.

By motion of Mr. Lindsley the preamble to the emergency clause was ordered stricken, and the section made to read as follows: "An emergency exists and this act shall take effect immediately."

The bill was read by sections and House bill No. 150 was passed to third reading and ordered engrossed.

House bill No. 83, preventing the sale of lands set apart for the use of the state agricultural college.

The following amendment by Mr. Reid was adopted:

Amend section 1 by adding thereto the following: "expressed in writing and filed in the office of the state land commissioner."

The bill was read by sections and House bill No. 83 was passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 1, 1905.

**MR. SPEAKER:**

We, your Committee on Game and Game Fish, to whom was referred House bill No. 55, entitled "An act to create a state fish hatchery on the Little Spokane river in Spokane county, State of Washington, for the propagation and distribution of trout, bass and other game fish in the State of Washington, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that be amended by adding to the title of the act the words "and making an appropriation therefor."

CHAS. JOHNSON, Chairman.

We concur in this report: N. E. Linsley, W. W. Brown, Thos. Dobson, Andrew Olsen, W. H. Clarke, Wm. Shultz, Jesse C. Poyns, H. C. Fulton, B. H. Morgan.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 55 was referred to the Committee on Appropriations.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 1, 1905.

**MR. SPEAKER:**

We, your Committee on Education, to whom was referred House bill No. 92, entitled "An act to amend 'An act to establish a general uniform system of public schools in the State of Washington,'" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Strike out words "a life diploma" in lines 4 and 5 of the printed bill, same being lines 6 and 7 of section 1 of the original bill and insert in lieu thereof the words "not less than a first grade certificate."

Strike out section 2 of the printed and original bill.

Strike out section 3 of the printed and original bill.

Make section 4 read section 2.

Make section 5 read section 3.

Make section 6 read section 4.

Make section 7 read section 5.

E. L. MINARD, Chairman.

We concur in this report: Andrew Olsen, Lee Van Slyke, Lee A. Johnson, A. S. Melcher, E. E. Smith, J. A. Ullsh.

The following amendment by Mr. Minard was adopted:

Amend the third subdivision of section 4 of said bill by adding at the end thereof, the following:

*Provided*, That the superintendent of schools of any district embracing an incorporated city having a population of ten thousand or more inhabitants, may issue a temporary certificate to any teacher who shall have been elected by the board of directors of such district; such temporary certificate shall be valid within such district until the end of any school year in which such certificate shall be issued, provided that only one such temporary certificate shall be issued to the same person."

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 92 was passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES.  
OLYMPIA, WASH., February 1, 1905.

MR. SPEAKER:

We, your Committee on Revenue and Taxation, to whom was referred House bill No. 84, entitled "An act requiring holders of delinquent tax certificates to make, in proceedings for the foreclosure of such certificates, the holders of municipal improvement bonds, parties defendant, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend the title by inserting between the words "bonds" and "parties," in line 3 of the original title, same being in line 2 of the printed title, the words "or warrants."

Insert after the word "bonds," in line 4 of section one (1) of the original bill, the same being line 3 of the printed bill, the words "or warrants."

Strike out the words "bond or" in line 2 of section 1 of the original bill, same being line one of printed bill, and insert immediately after the word "bonds" in the same line, the words "or warrants."

Insert between the words "bonds" and "issued," in line 9 of the original bill, same being line 6 of printed bill, the words "or warrants."

Insert immediately after the word "bonds," in line nine of section one of the original bill, same being line 7 of the printed bill, the words "or warrants."

Insert between the words "bonds" and "were," in line 13 of the original bill, same being line 9 of the printed bill, the words "or warrants."

Strike out the word "the" before the word "holder," in line 14 of the original bill, same being line 10 of printed bill, and substitute therefor the word "any." And in the same line insert immediately after the word "holder" the words "other than the county."

Insert between the words "bonds" and "in" in line 1 of section 4 the words "or warrants."

Insert between the words "bond" and "and" in line 5 of section 4 of the original bill, same being line 3 of the printed bill, the words "or warrants."

In line 8 of section 4 of the original bill, same being line 6 of the printed bill, strike out the word "bonds" and insert in lieu thereof the word "warrants."

GEO. T. REID, Chairman.

We concur in this report: Geo. L. Davis, J. L. Harper, G. C. Kenoyer, S. W. Fenton, H. C. Fulton, J. A. Kellogg, K. P. Frostad, W. J. Dyke.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 84 was passed to third reading, and ordered engrossed.

House bill No. 44 was placed at the foot of the calendar.

House bill No. 16, relating to banking, and regulating foreign banks.

The following amendment by Mr. Kellogg was adopted:

That all of section 1, after the word "State," in line 3, be stricken, and a period placed after the word "State," in line 3.

On motion of Mr. Todd House bill No. 16 was re-committed to the Committee on Banks and Banking.

House bill No. 57, making a deficiency appropriation for the state oyster board.

The bill was read the second time by sections and passed to third reading.

House bill No. 62, an act for the relief of Skamania county.

The bill was read the second time by sections and passed to third reading.

House bill No. 167, an act relating to revenue and taxation.

On motion of Mr. Gleason House bill No. 167 was ordered re-printed so as to comply fully with House rule 33.

The House adjourned at 12:03 o'clock until 2 p. m. Monday.

STOREY BUCK,

*Chief Clerk.*

JOSEPH G. MEGLER,

*Speaker.*

## TWENTY-NINTH DAY.

## AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Monday, February 6, 1905. }  
2 o'clock p. m.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Messrs. Benn, Clarke, Coate, D. J. Davis, Ericksen, Lyons, McNicol, Miller, Morrill, Rudio, Stilson, Strobridge, Weatherford, and Weber.

Messrs. Lyons, McNicol, Strobridge and Weber were excused.  
The minutes of Friday were read and approved.

## RESOLUTIONS.

By Mr. Dyke:

*Resolved*, That the pay of S. P. Carusi, docket clerk, be and the same is hereby raised from \$4.00 to \$5.00 per diem, and that the same date back to the first day of the session, to-wit: January 9th, 1905.

We recommend the passage of the above resolution.  
Committee on Rules.

J. G. MEGLER, Speaker.

The resolution was adopted.

## COMMUNICATIONS.

A communication from the Spokane chamber of commerce, advocating the amendment of the horticultural law, was read and referred to the Committee on Horticulture and Forestry.

## RULES AND ORDER COMMITTEE.

HOUSE OF REPRESENTATIVES.  
OLYMPIA, WASH., February 3, 1905.

MR. SPEAKER:

We, your Committee on Rules and Order, recommend that, on Monday, February 6th, after the order of business "Introduction and First

Reading of Bills," the House proceed to the order "Third Reading of Bills."

J. G. MEGLER, Chairman.

We concur in this report: Chas. S. Gleason, Geo. T. Reid, J. B. Lindsley, Peter McGregor.

The recommendation was adopted.

### REPORT OF STANDING COMMITTEES.

House bill No. 175: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 171: Recommend it be referred to the Committee on Compensation for State and County Officers.

The report was adopted.

House bill No. 131: Recommend it do pass as amended.

### FIRST READING OF SENATE BILLS.

The following Senate bills were read the first time by title and referred to the committees indicated:

Senate bill No. 4, an act authorizing the incorporation of fire department relief associations in cities and towns.

Referred to the Committee on Insurance.

Senate bill No. 65, an act to establish a state fish hatchery on the Toutle river.

Referred to the Committee on Fisheries.

Senate bill No. 82, an act to provide for the erection of screens at the head of irrigating, mill, or electric light flumes, ditches, or canals.

Referred to the Committee on Fisheries.

Senate bill No. 88, an act to amend section 3 of an act entitled "An act to regulate the practice of medicine and surgery in the State of Washington."

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

Senate concurrent resolution No. 13, providing for the publication of a legislative manual, was read and adopted.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed and referred to the committees indicated:



House bill No. 242, by Mr. Reiter: An act defining the crime of burglary and providing a punishment therefor.

Referred to the Committee on Judiciary.

House bill No. 243, by Mr. Van Slyke: An act to amend sections 6, 7 and 18 of an act entitled "An act to promote the fruit growing and horticultural interests of the State of Washington, to provide for the appointment of a commissioner of horticulture; to repeal certain laws in conflict therewith, and to provide penalties and punishment for its violation.

Referred to the Committee on Horticulture and Forestry.

House bill No. 244, by Mr. Reid: An act relative to the admission in evidence of tax deeds.

Referred to the Committee on Revenue and Taxation.

House bill No. 245, by Mr. Kellogg: An act to provide official reporters for the superior courts of the State of Washington, defining their duties, fixing their compensation and taxing costs for their services.

Referred to the Committee on Judiciary.

House bill No. 246, by Mr. Vilas: An act to provide for a statue in marble or bronze of Governor Isaac I. Stevens, to be placed in statuary hall, in the national capital, and making appropriation therefor.

Referred to the Committee on State Capital and Public Grounds.

House bill No. 247, by Mr. Bolinger: An act providing for the irrigation, improvement and sale of certain lands set apart for the use and maintenance, support and endowment of the agricultural college and school of science, and declaring an emergency.

Referred to the Committee on Irrigation and Arid Lands.

House bill No. 248, by Mr. Twichell: An act amending section 4576 of Ballinger's Annotated Codes and Statutes of Washington, relating to contracts and providing that certain contracts shall be void unless in writing.

Referred to the Committee on Judiciary.

House bill No. 249, by Mr. N. E. Linsley (by request): An act to prohibit boycotting, unfair lists, picketing, or other interference with the lawful business or occupation of others, and to provide a penalty therefor.

Referred to the Committee on Judiciary, and ordered printed.

House bill No. 250, by Mr. Crane: An act for the relief of the

holders of warrants drawn upon the state normal school fund provided for by an act of the Legislature, approved March 7, 1895; authorizing the issuance of state bonds therefor and their sale to the permanent school fund; authorizing the levy of an annual tax to redeem such bonds, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 251, by Mr. Bradley: An act to establish and maintain state fish hatcheries on the Skagit river or other suitable streams tributary to Skagit river, Skagit county, Washington, and making an appropriation therefor.

Referred to the Committee on Fisheries.

House bill No. 252, by Mr. Rudene: An act to amend sections 3 and 27 of an act entitled, "An act to provide for the establishment and creation of diking districts, and the construction and maintenance of a system of dikes, and to provide the means of payment therefor, and declaring an emergency," approved March 20, 1895, same being sections 4484 and 4508 of Pierce's Code of the State of Washington.

Referred to the Committee on Dikes, Drains and Drainage.

House bill No. 253, by Mr. Ulsh: An act relating to justices of the peace and constables in cities of the third class having more than five thousand inhabitants, and regulating the number of justices of the peace and constables and fixing their salaries.

Referred to the Committee on Municipal Corporations other than First Class.

House bill No. 254, by Mr. Dyke: An act to provide for a close season for crabs in the State of Washington, to prohibit the sale of, canning thereof, and fixing a penalty for the violation thereof.

Referred to the Committee on Fisheries.

House bill No. 255, by Mr. Hughes: An act to create and organize the county of Coulee, and declaring an emergency.

Referred to the Committee on Counties and County Boundaries.

House bill No. 256, by Mr. Fancher: An act to provide for the sending of non-resident insane persons to their place of residence at the expense of the State.

Referred to the Committee on Hospital for the Insane.

House bill No. 257, by Mr. Minard: An act for the relief of P. M. Troy, James B. Murphy and J. B. Bridges, comprising the

examining board to conduct examinations of applicants for admission to the bar, and making an appropriation therefor.

Referred to the Committee on Judiciary.

House bill No. 258, by Mr. Bassett: An act to provide for the formation of banking corporations and to regulate the business of banking and securing state supervision thereof; for the appointment of a bank commissioner, defining his duties, fixing his compensation and making an appropriation therefor.

Referred to the Committee on Banks and Banking.

House bill No. 259, by Mr. Kellogg: An act to provide for the publication and sale of the Washington Supreme Court Reports.

Referred to the Committee on Judiciary.

House bill No. 260, by Mr. Minard: An act to amend section 69 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the State granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants of the State by the United States; creating a board of appraisers and a board of harbor line commissioners, as required by articles 15 and 16 of the state constitution, which shall be generally known as the board of land commissioners; defining their duties and making an appropriation therefor, and declaring an emergency," approved March 16, 1897, as amended by chapter 95 of the Session Laws of 1903, approved March 14, 1903.

Referred to the Committee on State, School and Granted Lands.

House bill No. 261, by Mr. Reiter: An act to amend section 3 of an act entitled "An act to define and punish the crime of arson and attempted arson and declaring an emergency," approved March 18, 1895.

Referred to the Committee on Judiciary.

### THIRD READING OF BILLS.

Senate bill No. 9, making the drawing of a bank check or draft for the payment of money without funds or credit to meet the same a felony.

On motion of Mr. Reid the bill was re-referred to the Committee on Judiciary.

House bill No. 135, creating a fund to be known as the public highway fund.

On motion of Mr. Roth the bill was recommitted to the Committee on Roads and Bridges.

House bill No. 106, relating to the punishment of the crime of seduction.

The bill was re-referred to the Committee on Engrossed Bills.

House bill No. 128 was passed and ordered to retain its place on the calendar.

House bill No. 41, providing for the payment of assessments for local improvements.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 70, nays 6, absent or not voting 18.

Those voting yea were: Messrs. Allen, Bassett, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Roth, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weir, Williams, Mr. Speaker—70.

Those voting nay were: Messrs. Bartlett, Crandall, Eidemiller, Levin, Maloney, Roberts—6.

Those absent or not voting were: Messrs. Ayer, Benn, Bishop, Clarke, Ericksen, Fenton, Irving, Long, Lyons, McNicol, Morgan, Morrill, Poyns, Sheets, Strobridge, Theurer, Weatherford, Weber—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 19, authorizing the assessment of lands within the limits of incorporated cities or towns for local improvements.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 69, nays 4, absent or not voting 21.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke,

Eidemiller, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weir, Williams, Mr. Speaker—69.

Those voting nay were: Messrs. Booth, Keyes, Maloney, Shultz—4.

Those absent or not voting were: Messrs. Ayer, Benn, Bishop, Brown, Clarke, Crandall, Dawes, Ericksen, Fenton, Harper, Irving, Long, Lyons, McNicol, Morgan, Morrill, Sheets, Strobridge, Theurer, Weatherford, Weber—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The speaker called Mr. Reid to the chair.

House bill No. 50, on motion of Mr. Doolittle, was recommitted to the Committee on Municipal Corporations of the First Class.

House bill No. 103, relieving cities and towns from liability for death or damage to person or property upon streets which have not been improved.

Mr. Maloney moved that House bill No. 103 be indefinitely postponed.

The motion was lost.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 66, nays 6, absent or not voting 22.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Lambert, J. B. Lindsley, N. E. Linsley, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roth, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Vilas, Vogtlin, Weir, Williams—66.

Those voting nay were: Messrs. Brown, Harper, Kenoyer, Keyes, Maloney, Miller—6.

Those absent or not voting were: Messrs. Benn, Bishop, Booth, Clarke, Dawes, Eidemiller, Ericksen, Henderson, Irving, Levin, Long, Lyons, Morgan, Morrill, Roberts, Sheets, Theurer, Ulsh, Van Slyke, Weatherford, Weber, Mr. Speaker—22.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Megler House bill No. 70 was referred to the Committee on Appropriations.

House bill No. 33, providing a method for the assessment and collection of an excise tax from bonding companies.

Mr. Reiter moved to suspend the rules and return House bill No. 33 to second reading for the purpose of amendment.

The motion was lost.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 69, nays 7, absent or not voting 18.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hare, Harper, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Maloney, McCoy, McGregor, McNicol, McVay, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weir, Williams, Mr. Speaker—69.

Those voting nay were: Messrs. Byerly, Crane, Fancher, Huxtable, Reiter, Stilson, Todd—7.

Those absent or not voting were: Messrs. Benn, Clarke, Dawes, Eidemiller, Ericksen, Hamilton, Henderson, Irving, Long, Lyons, Melcher, Morgan, Morrill, Sheets, Strobridge, Theurer, Weatherford, Weber—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Dickson gave notice that at 11 o'clock tomorrow he would move to reconsider House bill No. 33.

House bill No. 36, creating a state board of tax commissioners.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 75, nays 1, absent or not voting 18.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Bolinger, Booth, Bowers, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weir, Williams, Mr. Speaker—75.

Mr. Fancher voted nay.

Those absent or not voting were: Messrs. Benn, Blaker, Brown, Clarke, Ericksen, Hamilton, Irving, Long, Lyons, Morgan, Morrill, Sheets, Shultz, Strobridge, Theurer, Vogtlin, Weatherford, Weber—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 71, an act relating to elections.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Messrs. Allen, Ayer, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weir, Williams, Mr. Speaker—77.

Those absent or not voting were: Messrs. Bartlett, Bassett, Benn, Booth, Coate, Ericksen, Irving, Levin, Long, Lyons, Morgan, Morrill, Sheets, Strobridge, Theurer, Weatherford, Weber—17.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 81, empowering boards of county commissioners to make exhibits at the Lewis and Clark centennial.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 66, nays 8, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Falconer, Fenton, Frostad, Fulton, Gleason, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, McCoy, McGregor, McNicol, McVay, Miller, Minard, Moldstad, Olsen, Poyns, Renick, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weir, Williams, and Mr. Speaker—66.

Those voting nay were: Messrs. Crandall, Griffin, Huxtable, Maloney, Melcher, Reid, Reiter, Roth—8.

Those absent or not voting were: Messrs. Benn, Booth, D. J. Davis, Dyke, Ericksen, Fancher, Hare, Irving, Keyes, Levin, Long, Lyons, Morgan, Morrill, Ratcliffe, Sheets, Strobridge, Theurer, Weatherford, Weber—20.

The emergency clause passed by the following vote: Yeas 69, nays 4, absent or not voting 21.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Clarke, Coate, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Falconer, Fenton, Frostad, Fulton, Gleason, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Shultz, Smith,



Stevenson, Stilson, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weir, Williams, Mr. Speaker—69.

Those voting nay were: Messrs. Brown, Crandall, Griffin, Maloney—4.

Those absent or not voting were: Messrs. Benn, Booth, D. J. Davis, Dyke, Ericksen, Fancher, Hare, Huxtable, Irving, Keyes, Levin, Long, Lyons, Morgan, Morrill, Sheets, Strobridge, Theurer, Todd, Weatherford, Weber—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 221 was referred to the Committee on Claims and Auditing.

The House adjourned at 4:20 p. m.

STOREY BUCK,  
*Chief Clerk*

JOSEPH G. MEGLER,  
*Speaker.*

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## THIRTIETH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Tuesday, February 7, 1905. }  
10 o'clock, a. m.

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Messrs. Long, Renick, Scott, and Weatherford. Mr. Scott was excused.

Rev. D. M. Montgomery offered prayer. The minutes of yesterday were read and approved.

### REPORT OF STANDING COMMITTEES.

House bill No. 73: Recommend it do pass as amended.

House bill No. 203: Recommend it do pass as amended.

House bill No. 129: Recommend it do pass.

Senate bill No. 86: Recommend it do pass.

Senate bill No. 84: Recommend it do pass.

House bill No. 120: Recommend it do pass as amended.

Senate bill No. 83: Recommend it do pass as amended.

House bill No. 231: Recommend it do pass as amended.

House bill No. 140: Recommend it be punctuated and amended.

House bill No. 136: Recommend it be indefinitely postponed, and

House substitute bill No. 136 do pass.

The report on House bill No. 136 was adopted.

Senate bill No. 19: Recommend it do pass as amended.

House bill No. 79: Recommend it do pass as amended.

House bill No. 219: Recommend it do pass as amended.

House substitute bill No. 87: Majority report recommends it do pass.

House substitute bill No. 87: Minority report recommends it be indefinitely postponed.

House bill No. 50: Majority recommend it do pass. Minority recommend it be indefinitely postponed.

House bill No. 114: Recommend it be indefinitely postponed.

House bill No. 169: Recommend it be indefinitely postponed.

Senate bill No. 32: Recommend it be indefinitely postponed.

House bill No. 236: Recommend it be indefinitely postponed.

House bill No. 61: Majority report recommends it be indefinitely postponed. Minority report recommends it do pass.

House bill No. 235: Recommends it be indefinitely postponed.

House bill No. 205: Recommends it be referred to the Committee on Labor and Labor Statistics.

The report was adopted.

House bill No. 239: Recommend it do pass as amended.

House bill No. 86: Majority report recommend it do pass as amended. Minority report recommend it be indefinitely postponed.

House bills Nos. 114, 169, 236 and 235 and Senate bill No. 32 were indefinitely postponed.

## COMMUNICATIONS.

A resolution from Stevens Post No. 1, G. A. R. of Seattle, advocating the passage of House bill No. 4, relative to the establishment of a branch of the Soldiers' Home, was read and filed.

A protest from The Cascade Lumber company, of North Yakima, against the passage of the Fellow Servant bill, and the licensing of stationery engineers was read and filed.

A resolution from the Washington Good Roads association, urging no change in the present road laws of the state, was referred to the Committee on Roads and Bridges.

A petition from The Cascade Lumber company, of North Yaki-ma, favoring the passage of Senate bill No. 32, in relation to the "recovery of damages for the death of a person caused by the wrongful act or neglect of another," was read and placed on file.

### RESOLUTIONS.

By Mr. Falconer:

*Resolved*, That one-third of the members of any standing committee of the House shall constitute a quorum of such committee for the transaction of committee business.

The resolution was adopted.

### REPORT OF SPECIAL COMMITTEE.

The report of the special committee of the House and Senate, to confer with a like committee appointed by the legislature of Oregon, for the purpose of reaching an agreement relative to salmon fishing on the Columbia river, was read and referred to the Committee on Fisheries.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated:

House bill No. 262, by Mr. Morgan: An act to amend sections 1 and 8 of an act entitled, "An act creating a bureau of labor, defining its duties, abolishing the office of assistant labor and factory, mill and railway inspector, repealing chapter XXIX, of the laws of 1897; making an appropriation, and declaring an emergency," approved March 16, 1901, and declaring an emergency.

Referred to the Committee on Commerce and Manufactures.

House bill No. 263, by Mr. Shultz: An act to provide for a close season for clams in the State of Washington, to prohibit the sale or canning thereof and fixing a penalty for the violation thereof and declaring an emergency.

Referred to the Committee on Fisheries.

House bill No. 264, by Mr. Chas. Johnson: An act to amend an act entitled, "An act for the protection of game animals and birds, song birds and game fish, creating the office of State Game

Warden, and defining duties and imposing additional duties on county game wardens," approved March 13, 1899, by adding section 1½ to said act.

Referred to the Committee on Game and Game Fish.

House bill No. 265, by Mr. Todd: An act relating to and regulating the nomination of candidates for election.

Referred to the Committee on Privileges and Elections.

House bill No. 266, by Mr. Ratcliffe: An act making appropriations for the maintenance and increased equipment of the State Normal School at Cheney, and to construct a building for the training department and gymnasium and equipping and furnishing the same.

Referred to the Committee on Appropriations.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 7, 1905.

**MR. SPEAKER:**

Your Committee on Engrossed Bills, to whom was re-referred House bill No. 106, have compared same with the original bill and find it correctly engrossed.

Respectfully submitted,

LEE VAN SLYKE, Chairman.

We concur in this report: C. E. Vilas, K. P. Frostad, E. A. Blackmore.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., February 7, 1905.

**MR. SPEAKER:**

The Senate has passed Senate bill No. 96, entitled "An act to amend the law fixing the penalty for unlawfully assisting prisoners to escape from the State penitentiary," etc.

Also House concurrent resolution No. 6, for the appointment of a joint committee to visit the State reform school.

Also Senate bill No. 124, relating to the proposal to remove the State capital from Olympia to Tacoma.

And the same are herewith transmitted.

The president has appointed Senators Veness and Rasher as Senate members of the committee authorized by House concurrent resolution No. 6.

J. W. LYSONS, Secretary of the Senate.

## SECOND READING OF BILLS.

House bill No. 102: An act to enable cities having sufficient population to re-incorporate.

The bill was read by sections, and House bill No. 102, with floor amendments, was passed to third reading, and ordered engrossed.

House bill No. 214: Making an appropriation for the division of public documents of the state library.

The emergency clause was ordered stricken from the title and from the bill. The bill was read by sections and passed to third reading.

## HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 1, 1905.

## MR. SPEAKER:

We, your Committee on Banks and Banking, to whom was referred House bill No. 155, entitled "An act to provide for State depositories and to regulate the deposits of public moneys therein, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that, as amended, it do pass:

In section 2 of the printed bill, strike out lines 2 to 9 inclusive, and line 10 also with the exception of the words "shall deposit"; the same, including, in the original bill, lines 2 to 13 inclusive, with the exception of the first five words of line 2.

In line 16, section 2, of the printed bill, strike out the word "of"; the same being in line 20, section 2, of the original bill.

In line 16, section 2, of the printed bill, strike out the words "fifty per cent. greater value than," and substitute the words "equal to the amount of" therefor; the same being in line 21, section 2, of the original bill.

In line 7, section 4, of the printed bill, strike out the words "one-half," the same being in lines 9 and 10, of the original bill.

J. D. BASSETT, Chairman.

We concur in this report: L. Stilson, E. R. Henderson, J. H. Dawes, Geo. H. Miller, M. M. Morrill.

The following amendments, by Mr. Reid, were adopted:

Add at the end of section 2 the words "the expense of such investigation to be borne by the depository examined."

In section 5, line 1, strike out the words "bond or."

In section 6, line 16, beginning with the word "apportioned," strike out all the remainder of the section, and substitute therefor "by the State treasurer placed to the credit of the deposit interest fund, and upon the first day of August in each year the State treasurer shall

divide and apportion the deposit interest fund among the various funds from which such deposits are made, in proportion to the respective amounts thereof."

The following amendments, by Mr. Falconer, were adopted:

In section 6, line 2, insert after the word "State," the words "and State treasurer."

In section 6, line 6, after the word "deposit," insert the words "to the secretary of state and state treasurer."

In section 6, line 7, strike out the words "added to and become a part of the deposit balance," and substitute therefor the words "remitted to the treasurer and placed to the credit of the deposit interest fund."

The following amendment, by Mr. Vilas, was lost:

In section 4, line 7, after the word "capital" add " and surplus."

The following amendment, by Mr. Roth, was adopted:

In section 3, line 3, strike out the words "the official state paper," and insert the words "such newspapers as the board may direct."

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 155 was passed to third reading.

House bill No. 44: Providing for the incorporation and regulation of live stock insurance companies.

The clerk was ordered to add the emergency clause to the title, and the bill was ordered engrossed.

House bill No. 167: An act relating to revenue and taxation.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES.  
OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

We, your Committee on State, School and Granted Lands, to whom was referred House bill No. 172, entitled "An act directing the sale of certain described land on the north bank of the Columbia river, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendments: At the end of line 7 of title of printed bill strike out the period and after the word "therefor" add the following words: "and declaring an emergency."

Add section 5 to the printed bill as follows: "An emergency exists and this act shall take effect immediately."

GEO. L. DAVIS, Chairman.

We concur in this report: J. A. Theurer, Joseph Irving, J. A. Falconer, Geo. T. Doolittle, J. A. Kellogg, Oliver Byerly, Geo. H. Miller, E. E. Smith, F. Albert Bartlett, Fred Eidemiller, S. A. Crandall.

The following amendment, by Mr. Megler, was adopted:

Insert in section 3, line 4, after the words "United States," the words "(public health and marine hospital service)" in brackets.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 172 was passed to third reading, and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

We, your Committee on State, School and Granted Lands, to whom was referred House bill No. 90, entitled "An act for the relief of John Willms, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendments:

Strike out all of section 1. Make section 2 section 1. In line 1, of section 2, of printed bill, strike the words "now," "therefore," and "honorable." In line 1, section 2, of printed bill, strike the small "t" of the word "the" and substitute a capital "t" therefor.

Geo. L. DAVIS, Chairman.

We concur in this report: J. A. Theurer, Joseph Irving, J. A. Falconer, Geo. T. Doolittle, J. A. Kellogg, Oliver Byerly, Geo. H. Miller, E. E. Smith, F. Albert Bartlett, Fred Eidemiller, S. A. Crandall.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 90 was passed to third reading and ordered engrossed.

House bill No. 18: An act authorizing the incorporation of fire department relief associations.

A motion by Mr. Roth to indefinitely postpone House bill No. 18 was lost.

A motion by Mr. Poyns to refer the bill to the Committee on Judiciary was lost.

The House took a recess till 2 o'clock p. m.

## AFTERNOON SESSION.

The speaker called the House to order at 2 o'clock. Roll call showed all members present except Messrs. Doolittle, Long, and Renick excused.

House bill No. 18 was further considered. The following amendment, by Mr. Roth, was lost:

Amend by striking out sections 3, 4, 5 and 6 of the bill, and substitute in lieu thereof the following sections numbered 3, 4, 5 and 6 respectively:

SECTION 3. The clerk of every city, town or village in the State of Washington, having an organized public fire department, paid, volunteer or partly each, shall on or before the 1st day of May, in each year, make and file with the auditor of this State a certificate stating the existence of such department, and how classified as to paid or volunteer or partly each; the date of its organization; the number, kind and condition of the engines, hook and ladder trucks and hose wagons or carts in actual use; the number of feet of serviceable fire hose; the source and system of water supply; the number and kind of organized fire companies with the active membership of each, whether or no the fire department maintains a duly accredited and incorporated relief association, together with such other facts as the auditor of this State may require.

SEC. 4. The blanks required by law to be furnished by the state auditor to fire insurance companies shall contain the names of the cities, towns and villages entitled to benefits under this act, and every fire insurance company doing business in this State shall include in its annual statement the amount of all premiums on policies issued by said company upon property within the corporate limits of each such city, town or village during the year ending on the preceding 1st day of May.

SEC. 5. Upon all premiums on policies issued by said company upon property within the corporate limits of each such city, town or village, shall be paid annually a tax of one per cent., said tax to be paid in the same manner and at the same time as other taxes upon the premiums of fire insurance companies are paid.

SEC. 6. The said state auditor, on the first day of September thereafter, shall issue and deliver to the treasurer of each city, town and village entitled to benefits under this act, his warrant upon the state treasurer for an amount equal to one per cent. of the premiums on fire insurance policies issued upon property in said city, town or village, which warrants shall be numbered consecutively and shall each specify the date of its issuance and to whom payable, and said warrants shall be paid by the state treasurer to said municipal treasurer



on presentation thereof, and when so received by said city, town or village treasurer, these amounts shall be paid over to the treasurer of the authorized and incorporated fire department relief association and his receipt taken therefor. Should the majority of the firemen in said city, town or village not be members of such fire department relief association these amounts shall be held by said municipal treasurer as a firemen's relief fund, subject to the order, duly signed by its president and secretary, of the regular fire department organization of delegates from the various active fire companies, or of the fire company if there be but one, said order certifying to the relief and benefit purpose for which any sums of money are so drawn.

On motion of Mr. J. B. Lindsley Senate bill No. 4 was substituted for House bill No. 18, and referred to second reading.

The following amendment, by Mr. J. B. Lindsley, to Senate bill No. 4 was lost:

In section 12, line 1, after the word "town," insert "who has served such fire department for three years or more."

Mr. Roth announced that he offered, and moved the adoption, as an amendment to Senate bill No. 4, of the same amendment he had offered to House bill No. 18. The amendment of Mr. Roth failed to pass.

The bill was read the second time by sections and passed to third reading.

House bill No. 225: For the relief of S. P. Carusi.

The bill was read the second time by sections, was considered engrossed and passed to third reading.

House bill No. 198: Relating to the exercise of the power of eminent domain.

The bill was read the second time by sections, was considered engrossed, and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

We, your Committee on Constitutional Revision, to whom was referred House bill No. 59, entitled "An act providing for the amendment of section 1 of article XXI of the constitution of the State of Washington, entitled 'Water and Water Rights,' by enlarging the public use of the waters of this State so as to include the removal of timber products," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

After section 2 of the original bill, being section 2 of the printed bill, add a new section, numbered section 3, to read as follows:

SECTION 3. At the general election to be held in this State on the Tuesday next succeeding the first Monday in November, 1906, the above and foregoing amendment shall be submitted to the qualified electors of the State for their adoption and approval.

Change section 3 to section 4.

And that when thus amended it do pass.

J. H. DAWES, Chairman.

We concur in this report: C. C. Kenoyer, E. R. Henderson, J. A. Falconer, S. A. Crandall, J. A. Ulsh.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 59 was passed to third reading, and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

We, your Committee on Education, to whom was referred House bill No. 182, entitled "An act relating to the compulsory attendance of children between the ages of eight and fifteen years in the public schools of the State of Washington, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend section 12, line 1, of the original and printed bills, after the word "fines," insert the following words: "Except as otherwise provided in section 11."

Amend section 5, line 8, of printed bill by striking out the words "is to" and insert in lieu thereof "shall if he."

Strike out the word "shall" in line 11 of the printed bill.

E. L. MINARD, Chairman.

We concur in this report: John A. Fancher, Andrew Olsen, Frank Allen, J. L. Harper, Lee Van Slyke, J. A. Ulsh, A. S. Melcher, E. A. Blackmore, E. E. Smith.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 182 was passed to third reading and was ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 28, entitled "An act to provide for the payment by the State or counties or cities of the premium or charge on official bonds when given by surety companies," have had the same under consideration,

and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended it do pass.

Amend the title by adding in line 2, immediately after the word "bonds," the words "of State, county or city treasurers."

In lines 2 and 3 of section 1 of the original bill, being lines 1 and 2 of section 1 of printed bill, wherever the word "officials" appears, strike it out and substitute therefor the word "treasurers."

CHAS. S. GLEASON, Chairman.

We concur in this report: E. D. Reiter, Geo. T. Reid, W. D. Scott, Robt. F. Booth, Elmer E. Todd, S. A. Crandall, H. S. Strobridge, Joseph B. Lindsley, J. A. Kellogg.

The following amendment, by Mr. Reiter, was adopted:

Strike out all of section 1, after the word "bond" in line 4, of the printed bill.

On motion of Mr. Reid, section 2 of the bill was stricken out.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 28 was passed to third reading, and ordered engrossed.

House substitute bill No. 115: An act to regulate plumbing in cities of the first class.

The majority report of the committee that the bill be indefinitely postponed was adopted, and House bill No. 115 was indefinitely postponed.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 4, 1905.

MR. SPEAKER:

We, your Committee on Counties and County Boundaries, to whom was referred House bill No. 131, entitled "An act to repeal an act entitled 'An act to amend an act to provide for annexing certain county territory to a neighboring county to which it is contiguous,'" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendments:

That the words "by the governor," in the fifth line in the title of the original bill be stricken out, the same being in the third line of the title in the printed bill.

That in section 1 of the original bill, after the figures 1891, in the sixth line, be inserted the words "approved March 16th, 1903," the same being in the fourth line of the printed bill.

That the emergency clause be stricken out.

WM. BISHOP, JR., Chairman.

We concur in this report: Geo. L. Davis, C. A. Ratcliffe, Chas. Johnson, Wm. Schultz, W. H. Hughes, Lee A. Johnson.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 131 was passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

We, your Committee on Corporations other than Municipal, to whom was referred Senate bill No. 71, entitled "An act to amend the act relating to the organization and management of private corporations," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

To amend the title by inserting the word "Washington" immediately after the word "Pierce's," being the first line of printed bill, and the second line of the original bill.

Also amend section 1 by inserting the word "Washington" immediately after the word "Pierce's" in line 2 of the original bill, the same being in line 2 of the printed bill, to read as follows: "Pierce's Washington Code" in lieu of "Pierce's Code."

W. D. SCOTT, Chairman.

We concur in this report: Wm. Coate, Wm. H. Weber, Lee Van Slyke, Geo. H. Vogtlin, J. A. Kellogg, C. E. Vilas, J. M. Stevenson.

The following amendment, by Mr. Crandall, was lost:

Amend by adding to line 13, after the word "company," the following: *Provided, further*, That where no limit is expressed in the articles the time of such corporate existence shall be limited to ten years."

On motion of Mr. Dawes the rules were suspended, the second reading was considered the third, and Senate bill No. 71 was placed on final passage and passed the House by the following vote: Yeas 78, nays 1, absent or not voting 15.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crane, Geo. L. Davis, Dawes, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Twichell, Ulsh, Vilas, Vogtlin,

Weber, Williams, and Mr. Speaker—78.

Mr. Crandall voted nay.

Those absent or not voting were: Messrs. Clarke, D. J. Davis, Dickson, Doolittle, Dyke, Levin, Long, Morgan, Renick, Strobridge, Theurer, Todd, Van Slyke, Weatherford, Weir—15.

The emergency clause passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Lyons, Maloney, McCoy, McGregor, McNichol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Twichell, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker.—78.

Those absent or not voting were: Messrs. Clarke, Crandall, Dickson, Doolittle, Dyke, Levin, Long, Morgan, Reiter, Renick, Strobridge, Theurer, Todd, Van Slyke, Weatherford, Weir—16.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 31 was referred to the Committee on Judiciary.

### THIRD READING OF BILLS.

House bill No. 106, relating to the punishment of the crime of seduction.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 79, nays 0, absent or not voting 15.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas.

Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Lindsley, Lyons, McCoy, McGregor, McNichol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Twichell, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—79.

Those absent or not voting were: Messrs. Clarke, Dickson, Doolittle, Dyke, Long, Maloney, Morgan, Reiter, Renick, Strobridge, Theurer, Todd, Van Slyke, Weatherford, Weir—15.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 128, providing for and fixing the amount of bonds of guardians.

On motion of Mr. Booth Senate bill No. 83 was substituted for House bill No. 128.

Senate bill No. 83 was read and the following committee amendment was adopted:

In line 8, of section 1, of the original bill, being line 5, of section 1. of the printed bill, strike out the word "probable" and substitute therefor the word "estimated."

The bill was placed on final passage and passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—78.

Those absent or not voting were: Messrs. Bartlett, Clarke, Dickson, Doolittle, Dyke, Houston, Long, Maloney, Miller, Morgan, Reiter, Renick, Strobridge, Theurer, Twichell, Weatherford—16.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Gleason, House bill No. 128 was indefinitely postponed.

House bill No. 150, relating to maintenance, repair and renewal of sidewalks.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—74.

Those absent or not voting were: Messrs. Ayer, Booth, Brown, Clarke, Crandall, Dickson, Doolittle, Eidemiller, Hare, Houston, Long, Maloney, Miller, Morgan, Reiter, Renick, Strobridge, Ulsh, Van Slyke, Weatherford—20.

The emergency clause passed by the following vote: Yeas 77, nays 2, absent or not voting 15.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—77.

Those voting nay were: Messrs. Harper and Maloney—2.

Those absent or not voting were: Messrs. Benn, Bowers, Brown, Byerly, Crandall, Dickson, Doolittle, Eidemiller, Hare, Long, Morgan, Reiter, Renick, Strobridge, Weatherford—15.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 83, preventing the sale of lands set apart for the endowment of the state agricultural college.

On motion of Mr. Roth, the House returned to second reading for the purpose of correcting House bill No. 83.

On motion of Mr. Reid, the following name was ordered inserted in the bill wherever the name of the institution occurred in the bill, viz. "The Agricultural College Experiment Station and School of Science of the State of Washington."

On motion the rules were suspended and the House returned to third reading. House bill No. 83 was considered engrossed, was read the third time and placed on final passage and passed by the following vote: Yeas 78, nays 1, absent or not voting 15.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Reid, Roberts, Roth, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—78.

Mr. Maloney voted nay.

Those absent or not voting were: Messrs. Booth, Dickson, Doolittle, Dyke, Eidemiller, J. B. Lindsley, Long, McVay, Poyns, Ratcliffe, Reiter, Renick, Sheets, Strobridge, Weatherford—15.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 57, making a deficiency appropriation for the state oyster board.

The bill as engrossed was read the third time and placed on final



passage and passed by the following vote: Yeas 69, nays, 7, absent or not voting 18.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bradley, Brown, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Ericksen, Falconer, Fenton, Fronstad, Fulton, Gleason, Griffin, Hare, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, Miller, Minard, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Roth, Rudene, Rudio, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—69.

Those voting nay were: Messrs. Blaker, Crandall, Levin, Maloney, Moldstad, Reid, Roberts—7.

Those absent or not voting were: Messrs. Bowers, Byerly, Clarke, Dickson, Doolittle, Dyke, Eidemiller, Fancher, Hamilton, Huxtable, Long, McVay, Melcher, Reiter, Renick, Scott, Strobbridge, Weatherford—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The House adjourned at 4:20 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## THIRTY-FIRST DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Wednesday, February, 8, 1905 }  
10 o'clock a. m.

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Messrs. Doolittle,

Theurer, Long and Weatherford. Messrs Long and Weatherford were excused.

Rev. R. M. Hayes, D. D., offered prayer.

The minutes of yesterday were read and approved.

### PETITIONS.

Petitions of James Chisholm and others, of Everett, in the support of the bill to regulate the practice of osteopathy, were read and referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

### REPORTS OF STANDING COMMITTEES.

House bill No. 124: Recommend it do pass as amended.

House bill No. 16: Recommend it do pass as amended.

House bill No. 113: Recommend it do pass.

House bill No. 135: Recommend it do pass as amended.

House bill No. 233: Recommend it do pass.

House bill No. 152: Recommend it do pass.

House bill No. 206: Recommend it be indefinitely postponed.

The report on House bill No. 206 was adopted.

House bill No. 234: Recommend it do pass as amended.

House bill No. 105: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 134: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 162: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 143: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 17: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 222: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 108: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 197: Recommend it be indefinitely postponed, and

House substitute bill No. 197 be substituted and House substitute bill No. 197 do pass.

The report was adopted.

House bill No. 227: Recommend it do pass.  
House bill No. 147: Recommend it do pass.  
House bill No. 185: Recommend it do pass.  
House bill No. 146: Recommend it do pass.  
House bill No. 158: Recommend it do pass.  
House bill No. 257: Recommend it do pass.  
Senate bill No. 36: Recommend it do pass as amended.  
Senate bill No. 50: Recommend it do pass as amended.  
Senate bill No. 31: Recommend it do pass as amended.

### FIRST READING OF SENATE BILLS.

Senate bill No. 124: An act to provide for submitting the question of changing the permanent location of the seat of government from Olympia to Tacoma, to the vote of the people.

Referred to the Committee on Judiciary.

Senate bill No. 96: An act to amend section 2757 of Ballinger's Annotated Codes and Statutes of Washington, fixing the penalty for unlawfully assisting prisoners to escape from the state penitentiary.

Referred to the Committee on Judiciary.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 267, by Mr. Megler: An act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency.

Referred to the Committee on Fisheries.

House bill No. 268, by Mr. Benn (by request): An act relating to the Whatcom and Cheney normal school warrants, making said warrants a lien on the properties of said schools and providing for the foreclosure and discharge of said lien.

Referred to the Committee on Claims and Auditing, and ordered printed.

House bill No. 269, by Mr. Huxtable: An act to provide time to allow workmen to vote.

Referred to the Committee on Privileges and Elections.

House bill No. 270, by Mr. Maloney: An act requiring corporations to file semi-annual statement of receipts and disbursements and providing penalty for violation thereof.

Referred to the Committee on Corporations other than Municipal.

House bill No. 271, by Mr. Booth: An act to prohibit the advertising of treatment cure of diseases and disorders of the sexual organs, declaring the same a misdemeanor and prescribing a penalty therefor.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

House bill No. 272, by Mr. Reiter: An act relating to peddlers and vendors of merchandise, providing for licensing the same and prescribing a penalty for violation thereof.

Referred to the Committee on Commerce and Manufactures.

House bill No. 273, by Mr. Hughes: An act appropriating money for an artesian well and providing for a commission to expend same.

Referred to the Committee on Appropriations.

House bill No. 274, by Mr. Shultz: An act to protect deer and other game animals from being pursued, taken, injured or killed by or with dogs, defining and punishing as a misdemeanor all violations thereof and authorizing the killing of dogs while in pursuit of any of such animals.

Referred to the Committee on Game and Game Fish.

House bill No. 275, by Mr. Van Slyke (by request): An act amending sections 39, 45 and 48, relative to the election of school district clerks.

Referred to the Committee on Judiciary and ordered printed.

House bill No 276, by Mr. Weber: An act to amend section 1 of an act entitled "An act amending section 1 of an act entitled 'an act authorizing cities and towns to construct, condemn and purchase, acquire, add to, maintain, conduct and operate waterways, systems of sewerage, works for lighting, heating, fuel and power purposes, cable, electric and other railways, with all land and property required therefor, providing for payment therefor,

repealing an act entitled an act relating to and authorizing cities and towns to purchase, construct and maintain water works, systems of sewerage, gas and electric light plants, and to issue bonds to pay therefor and declaring an emergency; approved February 10, 1893, and declaring an emergency; approved March 17, 1897, being section 1 of chapter 112 of the session laws of the State of Washington for 1897," approved March 14, 1899.

Referred to the Committee on Judiciary.

House bill No. 277, by Mr. Houston: An act in relation to deliveries of goods to consignees by common carriers.

Referred to the Committee on Commerce and Manufactures.

## SECOND READING OF BILLS.

Senate bill No. 86, relating to the employment of special attorneys and counsel by county commissioners.

The bill was read the second time by sections and passed to third reading.

Senate bill No. 84, providing for suspension and withholding of sentence of persons under the age of twenty-one years.

The bill was read the second time by sections and passed to third reading.

## HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 6, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 19, entitled "An act to amend an act providing for and regulating the selection of jurors in the superior courts of the State," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended, it do pass:

Amend title by inserting after the word "section" in line 1, the words and figure "3 and section."

Amend by inserting immediately following the enacting clause a new section, as follows:

"Section 1. That section 3 of an act entitled 'An act providing for and regulating the selection of jurors in the superior courts of the State; and providing for the appointment of jury commissioners, prescribing their duties, qualifications and compensation, and providing for their removal from office; declaring certain violations of this act to be contempt of court and providing for the punishment thereof as such; and repealing all laws and parts of laws in conflict therewith,'

approved March 16, 1901, being section 5945 of Pierce's Washington Code, be and the same is hereby amended to read as follows: Section 2. In open court within twenty days in counties of the first class, and within ten days in counties of the second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, and fifteenth classes, the commissioners shall select the names of all the qualified jurors in the county as far as the commissioners may be able to ascertain the same from the latest tax rolls and poll books of the county and deposit the same written on separate slips of paper of uniform size, shape and color in a box to be furnished by the clerk of the court for that purpose. In selecting and depositing such names the said commissioners shall in all things observe their oath and they shall not select the names of any person who is to them known to be interested in any cause pending in the court by which such commissioners were appointed. When such names have been selected and deposited in such box the jury commissioners shall deliver the box, locked, and the key thereof, to the clerk of the court by which the commissioners were appointed; and such clerk shall at all times keep such locked box and said key separately in some safe and convenient place in his office. A list of the names so chosen shall be spread at large upon the journal of the court and all names subsequently drawn from the box shall at the time of the drawing be compared and checked in open court with the list as so recorded."

Make section 1 read section 2.

CHAS. S. GLEASON, Chairman.

We concur in this report: Elmer E. Todd, Joseph B. Lindsley, Geo. T. Reid, S. A. Crandall, H. L. Strobridge.

The bill was read by sections, the amendments recommended by the committee were adopted and House bill No. 19 passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 6, 1905.

MR. SPEAKER:

We, your Committee on Hospital for the Insane, to whom was referred House bill No. 73, entitled "An act to amend section 16 of an act entitled 'An act in relation to the insane of the State of Washington,' etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend the bill by adding to it the following:

*Provided, further,* that at any time after the passage of this act, the superior court of the proper county may order the payment of fifteen dollars per month to be paid to the State on account of the care and maintenance of any patient heretofore committed to the hospitals for

the insane of the State, after an investigation and determination of the ability of the party ordered to pay as above provided.

JOHN A. FANCHER, Chairman.

We concur in this report: W. H. Hughes, H. C. Fulton, E. R. Henderson.

A motion to indefinitely postpone was lost.

The clerk was ordered to correct clerical errors.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 73 was passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

We, your Committee on Commerce and Manufactures, to whom was referred House bill No. 203, entitled "An act relating to the management of companies having for their object the building of toll logging roads, chutes and other ways for the transportation of timber products," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass, when amended as follows:

In line 3 of the title of the original bill, being line 2 of the title of the printed bill, insert immediately after the word "chutes," the words "water ways."

In line 4 of section 1 of the original bill, being line 3, section 1 of the printed bill, insert immediately after the word "courses" the words "or water ways and other ways."

In line 3, of section 2 of the original bill, being line 3 of section 2 of the printed bill, insert immediately after the word "courses" the words "water ways and other ways."

In line 3, of section 3 of the original bill, being line 2 of section 3 of the printed bill, strike out the words "shall allow all persons requesting the same, to use such logging roads, way, chute, flume, artificial water course and other improvements for the transportation of logs and other timber products, upon the same terms and without discrimination," and substitute therefor the words "shall transport all timber products offered to it for carriage as its means of transportation are adapted to carry."

In line 11, section 3 of the original bill, being line 9, of section 3 of the printed bill, strike out the words "by any person," and substitute therefor the words "by it."

B. H. MORGAN, Chairman.

We concur in this report: D. Hoch, Wm. H. Weber, W. J. Dyke, D. J. Davis, David McVay, J. A. Theurer.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 203 was passed to third reading and ordered engrossed.

House bill No. 129, providing for the protection and health of employes in factories.

The following amendments, by Mr. Davis, were adopted:

Section 5, line 8, after the word "for" insert "and 30 days after such acknowledgment by said commissioner of labor."

Amend section 6 as follows:

By inserting after the word "association" in line 1 of section 6, the following: "shall notify his employer of any defect in, or failure to guard the machinery, appliances, ways, works and plants, with which or in or about which he is working, when any such defect or failure to guard shall come to the knowledge of said employe, and if said employer shall fail to remedy such defects then said employee."

In line 2, section 6, after the word "any" insert the word "such."

In line 2, section 6, after the word "in" insert the following words: "or failure to guard the."

In line 2, section 6, after the word "machinery," strike out the word "and."

In line 3, section 6, after the word "appliances" and before the word "or," insert the following words: "Ways, works and plants."

In the line 4, section 6, after the word "appliances" insert the following words: "And premises."

Amend section 7 by adding to said section 7 the following:

*Provided, however,* That before any certificate shall be issued by said commissioner of labor as provided for in this act, the person, firm, corporation or association which has complied with the provisions of this act, shall pay to the treasurer of the State of Washington, an annual fee of \$10.00, and take his receipt therefor. Upon presentation of said receipt to said commissioner of labor, he shall forthwith issue said certificate as in this act provided. Said fee shall entitle the person, firm, corporation or association paying the same, to any and every inspection of any factory, mill, workshop, storehouse, wareroom, or store, and the machinery and appliances contained in any such premises, owned and operated by the party paying said fee, that may be necessary, for a period of one year subsequent to its payment: and all fees so paid shall be covered by said treasurer in the general fund in the State of Washington."

The following amendment, by Mr. Falconer, was adopted:

Amend section 8, line 7, by striking out the words "\$5,000.00" and substituting the words "\$7,500."

A motion, by Mr. Booth, to strike out section 8 was lost.



The following amendment by Mr. Davis was lost:

Amend section 8, line 7, by inserting after the figures \$5,000 the following: *Provided, further*, No action shall be brought by any employe for such damages until thirty days after the written statement of the commissioners requirements or of the award of the arbitrators has been sent to the owner, lessee or operator of any factory, mill, work-shop, store-house, warerooms or stores, subject to the provisions of this act, nor except upon the failure of such owner, lessee, or operator to comply with such requirements or award within said thirty days.

The following amendment, by Mr. Davis, was lost:

Amend section 7, line 7, printed bill, by striking out the words "prima facie" and inserting in lieu thereof the word "conclusive," and inserting after the word "act" in line 9 the following: "Unless it be shown that the condition of said premises and machinery has been altered subsequent to the issuance of such certificate in such a manner as to justify the revoking of such certificate."

A motion, by Mr. Booth, to strike out section 9 was carried.

On motion of Mr. Booth the emergency clause in the bill, and in the title was stricken.

On motion of Mr. Booth the bill was referred to the Committee on Judiciary.

#### HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

We, your Joint Committee on Judiciary of the House and Senate, to whom was referred House bill No. 120, entitled "An act to establish a board of commissioners for the promotion of uniformity of legislation in the United States," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended it do pass.

Add to section 4 the following: "*Provided*, That there shall be allowed such expenses for only one annual meeting of the commissioners within this State, and for only one commissioner (to be designated by a majority of said board or in case they cannot agree, by the Governor) in attendance not oftener than once in each year at any conference of the commissioners from other states for the purposes stated in section two, outside of this State.

CHAS. S. GLEASON, Chairman.

We concur in this report: J. H. Dawes, E. D. Reiter, Geo. T. Reid, Robt. F. Booth, W. D. Scott, Elmer E. Todd, S. A. Crandall, H. L. Strobridge, Joseph B. Lindsley, J. A. Kellogg, R. S. Lambert.

E. M. RANDS, Chairman Senate Committee.

E. B. Palmer, John T. Welsh, S. S. Russell, Charles T. Hutson, Wm. Hickman Moore, Walter Christian.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 120 was passed to third reading and ordered engrossed.

## HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 6, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 231, entitled "An act appointing county clerks guardians of the estate of insane persons whose estates are less than two hundred dollars," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended, it do pass:

Amend title by striking out the last four words, being the words "and declaring an emergency."

In line 8 of section 1 of the original bill, being line 6 of section 1 of the printed bill, immediately following the word "hospital," change the period to a comma and add the words, "and said clerk shall administer said estate under the direction of the judge of said superior court, without cost to said estate."

Strike out section 2.

CHAS. S. GLEASON, Chairman.

We concur in this report: Elmer E. Todd, Joseph B. Lindsley, Chas. I. Roth, Geo. T. Reid, S. A. Crandall, H. L. Strobridge.

The clerk was ordered to strike the emergency clause from the title.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 231 was passed to third reading, and ordered engrossed.

## HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 6, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 140, entitled "An act concerning wages of labor and to provide for the payment of wages of labor in lawful money of the United States," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be punctuated and the title amended as follows:

Make title read as follows: "An act amending sections 1 and 3 of an act entitled 'An act to provide for the payment of wages of labor in lawful money of the United States and to punish violations of the same,' approved February 2, 1888, being sections 3305 and 3307 of Ballinger's Annotated Codes and Statutes of the State of Washington."

Punctuate section 2 by inserting commas, as follows: In line 2,

after the word issuance; in line 4 of the original bill, being line 3 of the printed bill, after the word "circulated"; in line 6 of original bill, being line 4 of the printed bill, after the word "demand"; in line 8 of original bill, being line 6 of printed bill, after the word "circulated"; also in same line, after the word "showing"; in line 9 of original bill, being line 7 of printed bill, after the word "court"; in line 12 of original bill, being line 9 of printed bill, after the word "peace."

CHAS. S. GLEASON, Chairman.

We concur in this report: Geo. T. Reid, S. A. Crandall, H. L. Strobbridge.

On motion of Mr. Kellogg, House bill No. 140 was re-referred to the Judiciary Committee.

The House took a recess until 2 o'clock.

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### AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Messrs. Blackmore, Fenton, Poyns, Twichell and Weatherford. Messrs. Blackmore and Weatherford were excused.

The speaker called Mr. Gleason to the chair.

### MESSAGES FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 8, 1905.

MR. SPEAKER:

The Senate has passed Senate bill No. 106, entitled: "An act to amend the constitution relating to the power of eminent domain."

Also Senate bill No. 24, entitled: "An act for an additional superior judge for Stevens and Ferry counties."

Also Senate bill No. 48, making an appropriation for the relief of the Capitol National Bank of Olympia.

Also Senate bill No. 107, for the establishment of a fish hatchery in Chehalis county.

Also Senate bill No. 116, amending the law relating to the sale of state lands, etc., and declaring an emergency.

Also Senate bill No. 59, entitled: "An act for the incorporation of societies, associations, clubs, etc."

Also Senate bill No. 87, extending the time for the removal of timber sold on State lands, and declaring an emergency.

Also Senate bill No. 95, amending the law relating to damages to persons on account of intoxication, etc.

Also House bill No. 2, relating to treatment and control of delinquent children, with the following amendments:

In lines 2 and 3 title of the engrossed bill, strike the words "and repealing acts inconsistent with this act."

Strike out section 14 of the engrossed bill, same being section 13 of the printed bill.

In lines 1 and 2 of section 13 of the engrossed bill, strike out the words, "of the court."

Also House bill No. 20, amending the law relating to the commitment of children to the reform school.

Also House bill No. 26, for the relief of Garfield county.

Also House bill No. 47, for the relief of Joseph Canutt.

Also House bill No. 48, amending the law relating to costs in civil actions.

Also House bill No. 81, empowering county commissioners to raise money for exhibits at the Lewis and Clark exposition.

Also House bill No. 93, for the relief of certain examiners of teachers' papers, with the following amendments:

In line 2 of section 1 of the engrossed bill insert in the blank space after the word "appropriated," the words, "three hundred and forty dollars and fifty cents."

In line seven of the engrossed bill, strike out the figures "\$340.50." And the same are herewith transmitted.

The Senate has concurred in House amendments to Senate bill No. 71, entitled "An act relating to private corporations"; also in House amendments to Senate bill No. 83, amending the law relating to bonds for guardians.

J. W. LYSONS, Secretary of the Senate.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 6, 1905..

HR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 79, entitled "An act to amend an act providing for the creation of the office of state veterinary surgeon and defining his duties," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended, it do pass:

In line 13 of section 1 of the original bill, being line 5 of section 1 of the printed bill, immediately following the word "station" add the following: "Provided, however, that the total annual salary paid to such state veterinarian shall not exceed \$2500.00."

CHAS. S. GLEASON, Chairman.

We concur in this report: Elmer E. Todd, Joseph B. Lindsley, Chas. I. Roth, Geo. T. Reid, S. A. Crandall, H. L. Strobridge.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 79 was passed to third reading, and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 6, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 219, entitled, an act amending "An act defining forcible entry, forcible detainer and unlawful detainer of real property, and providing remedies therefor by summary proceedings," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended, it do pass:

In line 23 of section 2 of the original bill, the same being line 16 of section 2 of the printed bill, immediately after the word "premises," add the following words: "and such persons shall not be necessary parties defendant in an action to recover possession of said demised premises. Service of any notice provided for in this chapter may be had upon a corporation by delivering a copy thereof to any officer, agent, or person having charge of the business of such corporation, at the demised premises, and in case no such officer, agent or person can be found upon such demised premises, then service may be had by affixing a copy of such notice in a conspicuous place upon the demised premises and by sending a copy through the mail addressed to such corporation at the said demised premises."

CHAS. S. GLEASON, Chairman.

We concur in this report: Joseph B. Lindsley, Chas. I. Roth, Elmer E. Todd, Geo. T. Reid, S. A. Crandall, H. L. Strobridge.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 219 was passed to third reading, and ordered engrossed.

House substitute bill No. 136, an act to provide for sheriffs charging fees for serving warrants of arrest in criminal cases.

House bill No. 136 was indefinitely postponed and House substitute bill No. 136 was read by sections and passed to third reading.

House substitute bill No. 87, regulating insurance companies; forbidding the payment of rebates to other than authorized agents.

The minority report recommending indefinite postponement of House bill No. 87 and House substitute bill No. 87 was adopted and said bills were indefinitely postponed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 6, 1905.

MR. SPEAKER:

We, the majority of your Committee on Municipal Corporations of the First Class, to whom was referred House bill No. 50, entitled "An act relating to the selling, leasing or making contracts concerning its real estate or granting or renewing franchises or special privileges by incorporated cities or towns, and providing for submitting such question or measures to the voters of such cities or towns, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendments:

Strike out the words "fifteen per cent" in section 1, line (11) eleven of original bill, same being line eight of printed bill, and insert in lieu thereof the words "twenty-five per cent."

JOSEPH B. LINDSLEY, Chairman.

We concur in this report: Chas. I. Roth, Jesse Huxtable, David Levin, Fred Eldemiller, Jesse C. Poyns, L. N. Griffin.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 6, 1905.

MR. SPEAKER:

We, the minority of Committee on Municipal Corporations of the First Class, to whom was referred House bill No. 50, entitled "An act relating to the selling, leasing or making contracts concerning its real estate or granting or renewing franchises or special privileges by incorporated cities or towns, and providing for submitting such question or measures to the voters of such cities or towns, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

G. T. DOOLITTLE.

The minority report failed of adoption.

Mr. Kenoyer moved to amend the committee amendment by changing the words "twenty-five per cent" to "fifty per cent." The motion was lost.

The following amendment, by Mr. Roth, was adopted:

Amend by adding after the word "estate" in line 2 section 1 of the printed bill, being line 3 of the original bill, the following: "involving more than \$2500 in value."

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 50 was passed to third reading, and was ordered engrossed.

House bill No. 61, granting pensions to persons who are now or shall hereafter be ex-judges of the supreme court of this state.

The following amendment, by Mr. Todd, was adopted.

Strike out word "sixty" in line 1 and insert word "sixty-five."

The bill was read the second time by sections and passed to third reading, and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 6, 1905.

MR. SPEAKER:

We, your Committee on Compensation and Fees for State and County Officers, to whom was referred House bill No. 239, entitled "An act relating to mileage and expenses of county commissioners, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that, when amended, it do pass:

In line 4, of the title of the original bill, strike the period and substitute the colon and add the words: "and declaring an emergency;" the same being in line 2, title of the printed bill.

In line 11, section 1 of the original bill, before the comma and after the word "session," insert the words, "of board of county commissioners;" the same being in line 8, section 1 of the printed bill.

In line 16, section 1 of the original bill, after the word "necessary" and before the word "on," insert the word "traveling;" the same being in line 11, section 1 of the printed bill.

In line 16, section 1 of the original bill, strike the words "account of," and substitute therefor the word "county;" the same being in line 12, section 1 of the printed bill.

Add to the printed and original bills a section to be known as section 2, as follows: "An emergency is hereby declared to exist and this act shall take effect immediately.

JAMES WEIR, Chairman.

We concur in this report: Thos. Dobson, L. Stilson, Lee Van Slyke, Robert A. Ayer.

On motion of Mr. Roth the part of the committee report adding "an emergency," was not adopted.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 239 was passed to third reading, and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

We, the majority of your Committee on Public Morals, to whom was referred House bill No. 86, entitled "An act to amend section 3 (Ballinger's Code) section 2935 of an act entitled, 'An act to regulate, restrain, license or prohibit the sale of intoxicating liquors,' " etc., have

had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

In line 6 of section 1 of the printed bill, strike the words "city or."

In line 8 of section 1 of the printed bill, strike the words "city or."

In line 13 of section 1 of the printed bill, strike all the words after the word "minor" down to and including the word "purpose" in line 14 of section 1 of the printed bill. In line 15 of section 1 of the printed bill strike the words "Provided, that this act shall not apply to incorporated cities and towns," and place them in a separate section entitled section 2 of the printed bill.

G. C. KENOYER, Chairman.

We concur in this report: K. P. Frostad, W. R. Williams, N. B. McNicol, H. L. Strobbridge, Oliver Byerly, J. D. Bassett, H. C. Fulton.

The minority report to indefinitely postpone House bill No. 86 was lost.

The following amendments, by Mr. Huxtable, were adopted:

Strike out the word "thirty" after the word "for" in line 5 of section 1, and substitute the word "twenty."

Strike out the word "thirty" after the word "for" in line 8 of section 1, and substitute the word "twenty."

The following amendment, by Mr. Huxtable, was lost:

After the word "application" in line 10, section 1, insert the words "Provided, that the publishing and posting of said notice shall not apply to a renewal of license."

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 86 was passed to third reading and ordered engrossed.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bills Nos. 83, 172, 59, 131, 28, 44, 182, 102, 90, 214 and 155, have compared same with the original bills and find them correctly engrossed.

Respectfully submitted,

LEE VAN SLYKE, Chairman.

We concur in this report: Frank Allen, Frank H. Renick, C. E. Vilas, E. A. Blackmore, K. P. Frostad, E. D. Reiter.



## THIRD READING OF BILLS.

Senate Bill No. 4, authorizing the incorporation of fire department relief associations.

Mr. Roth moved to return the bill to second reading for the purpose of amendment. The motion was lost.

The bill as engrossed was read the third time and placed on final passage and failed to pass, by the following vote: Yeas 37, nays 49, absent or not voting 8.

Those voting yea were: Messrs. Benn, Blaker, Booth, Clarke, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Fenton, Fulton, Gleason, Hamilton, Hoch, Houston, Hughes, Huxtable, Irving, Kellogg, J. B. Lindsley, Lyons, Maloney, McNicol, McVay, Miller, Minard, Reiter, Renick, Stevenson, Theurer, Todd, Twichell, Vilas, Vogtlin, Weber, Weir, Williams—37.

Those voting nay were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Bolinger, Bowers, Bradley, Byerly, Coate, Crandall, D. J. Davis, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Griffin, Hare, Harper, Henderson, Hoch, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, McCoy, McGregor, Melcher, Moldstad, Morgan, Olsen, Poyns, Reid, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Ulsh, Van Slyke, and Mr. Speaker—49.

Those absent or not voting were: Messrs. Blackmore, Brown, Doolittle, Long, Morrill, Ratcliffe, Strobridge, Weatherford—8.

Mr. Poyns gave notice that at 3 o'clock tomorrow afternoon he would move to reconsider Senate bill No. 4.

The House adjourned at 4:50 p. m.

STOREY BUCK,  
*Chief Clerk.*

JAMES G. MEGLER,  
*Speaker.*

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THIRTY-SECOND DAY.

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## MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Thursday, February 9, 1905 }  
10 o'clock a. m.

The speaker called the House to order at 10 a. m.

Roll call showed all members present except Messrs. Doolittle, Van Slyke and Weatherford who were excused.

The minutes of yesterday were read and approved.

## REPORTS OF STANDING COMMITTEES.

House bill No. 132: Recommend it do pass as amended.

House bill No. 186: Recommend it do pass.

House bill No. 223: Recommend it do pass.

House bill No. 4: Recommend it be placed on second reading.

The report on House bill No. 4 was adopted.

House bill No. 187: Recommend it do pass.

House bill No. 110: Recommend it do pass.

House bill No. 89: Recommend it do pass.

House bill No. 109: Recommend it do pass.

House bill No. 204: Recommend it do pass.

House bill No. 49: Recommend it do pass.

House bill No. 97: Recommend it do pass as amended.

House bill No. 142: Recommend it do pass as amended.

House bills Nos. 112 and 25: Recommend they be indefinitely postponed, and that House substitute bill No. 25 be placed on second reading and printed.

The report was adopted.

House bill No. 82: Recommend it do pass as amended.

House bill No. 189: Recommend it do pass.

Senate bill No. 6: Recommend it do pass.

House bill No. 176: Recommend it do pass as amended.

House bill No. 176 was ordered reprinted.

- House bill No. 39: Majority recommend it be indefinitely postponed.  
House bill No. 39: Minority recommend it do pass as amended.  
House bill No. 180: Recommend it be indefinitely postponed.  
House bill No. 195: Recommend it be indefinitely postponed.  
House bill No. 98: Majority report recommends it be indefinitely postponed.  
House bill No. 98: Minority report recommends it do pass.  
House bill No. 151: Majority recommend it be indefinitely postponed.  
House bill No. 151: Minority recommend it do pass.  
House bill No. 159: Recommend it be indefinitely postponed.  
House bill No. 207: Recommend it be indefinitely postponed.  
Senate bill No. 46: Recommend it be indefinitely postponed.  
Senate bill No. 85: Recommend it be indefinitely postponed.  
Senate bill No. 85 was ordered placed on calendar.  
House bill No. 37: Recommend it be indefinitely postponed.  
House bill No. 118: Recommend it do pass.  
Senate bill No. 88: Recommend it do pass.  
Senate bill No. 3: Recommend it do pass.  
House bill No. 157: Recommend it do pass.  
House bill No. 55: Recommend it do pass as amended.

Committee reports were adopted on House bills Nos. 180, 195, 159, 207, and 37, and Senate bill No. 46, and said bills were indefinitely postponed.

### SENATE AMENDMENTS.

The House concurred in Senate amendments to House bill No. 2. Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Bishop, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—77.

Those absent or not voting were: Messrs. Allen, Bartlett, Black-

more, Booth, Dickson, Doolittle, Fenton, Frostad, Hare, Levin, Maloney, McCoy, Reiter, Roth, Strobridge, Van Slyke, Weatherford—17.

The clerk was ordered to correct the title to House bill No. 2.

The House concurred in the Senate amendments to House bill No. 93.

The clerk was instructed to correct the clerical errors.

### FIRST READING OF SENATE BILLS.

Senate bill No. 107: An act to establish and maintain a state fish hatchery on the Humptulips river, Chehalis county, Washington, and making an appropriation therefor.

Referred to the Committee on Fisheries.

Senate bill No. 116: An act permitting the sale of the State's granted timber lands in such a manner as to realize the greatest revenue for the State, and declaring an emergency.

Referred to the Committee on State, School and Granted Lands.

Senate bill No. 24: An act providing for the appointment and election of a judge of the superior court of the State of Washington in and for the counties of Stevens and Ferry, jointly; and providing for the election of three judges of the said superior court in and for the county of Spokane; and providing for the election of one judge of said superior court in and for the counties of Chelan, Douglas and Okanogan, jointly, and specifying the counties of said State over which the present judge of said superior court in and for the counties of Chelan, Douglas, Okanogan and Ferry, jointly, shall preside; and specifying the county of said State over which the present judge of said superior court in and for the counties of Spokane and Stevens, jointly, shall preside; and fixing the term of office of the judge appointed; and declaring and emergency.

Referred to the Committee on Judiciary.

Senate bill No. 48: An act making an appropriation for the relief of the Capital National Bank of Olympia for money advanced for the maintenance of the State capitol.

Referred to the Committee on Appropriations.

Senate bill No. 59: An act for the incorporation of associations, societies and clubs, defining their powers, providing for the

government, regulation and control thereof, and declaring an emergency.

Referred to the Committee on Corporations other than Municipal.

Senate bill No. 95: An act amending section 2945 of Ballinger's Codes and Statutes of Washington, and relating to the maintenance and trial of actions by persons injured in their persons, property, or means of support, by intoxicated persons or in consequence of the intoxication of persons.

Referred to the Committee on Judiciary.

Senate bill No. 87: An act authorizing the board of state land commissioners of the State of Washington to extend the time for the removal of timber sold on state, granted, or school lands, and declaring an emergency.

Referred to the Committee on State, School and Granted Lands.

Senate bill No. 106: An act providing for the amendment of section 16 of article 1 of the constitution of the State of Washington, relating to the exercise of the power of eminent domain.

Referred to the Committee on Constitutional Revision.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

The president has signed Senate bill No. 71, entitled, "An act to amend the law relating to the organization and management of private corporations."

Also Senate bill No. 83, relating to bonds of guardians.

The Senate has passed Senate bill No. 68, entitled "An act empowering cities of the third class to levy and collect an annual street poll tax."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

### REPORTS ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bills Nos. 79, 231, 86, 203, 120, 73, 61, 239, 219 and 50, have compared same with the original bills and find them correctly engrossed.

Respectfully submitted,

LEE VAN SLYKE, Chairman.

We concur in this report: Frank Allen, K. P. Frostad, C. E. Villas, E. A. Blackmore, Frank H. Renick.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 6, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bills Nos. 84, 83, 160 and 92, have compared same with the original bills and find them correctly engrossed.

Respectfully submitted,

LEE VAN SLYKE, Chairman.

We concur in this report: Frank Allen, E. A. Blackmore, Frank H. Renick, C. E. Vilas.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House memorial No. 9, by Mr. Crane: Calling the attention of the Senate of the United States to the treaties of arbitration negotiated by the government of the United States with France, Germany, Great Britain, Mexico and various other powers, and praying the prompt ratification of same.

Referred to the Committee on Memorials.

House bill No. 278, by Mr. N. E. Linsley: An act providing for the right-of-way and easement for the development of mines and mining properties.

Referred to the Committee on Mines and Mining.

House bill No. 279, by Mr. McCoy: An act to prohibit the unauthorized use and wearing of badges of secret orders.

Referred to the Committee on Judiciary.

House bill No. 280, by Mr. D. J. Davis: An act to limit and regulate the hours of employment of workmen employed in or about coal mines and providing a penalty for its violation.

Referred to the Committee on Mines and Mining.

House bill No. 281, by Mr. Twichell: An act to define the practice of veterinary medicine, surgery and dentistry in the State of Washington; to regulate the same and to provide penalties for a violation thereof.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

House bill No. 282, by Mr. Clarke: An act to amend section 4 of an act entitled "An act to promote the fruit growing and horticultural interests of the State of Washington, to provide for the appointment of a commission of horticulture; to repeal cer-

tain laws in conflict therewith, and to provide penalties and punishment for its violation, and declaring an emergency," approved March 16, 1903 (Laws 1903, p. 246).

Referred to the Committee on Horticulture and Forestry.

House bill No. 283, by Mr. Benn: An act relating to public roads and improvement thereof and the creation of road districts and creating the offices of boards of supervisors and providing for the levy and collection of special taxes for road purposes and the expenditure of the same.

Referred to the Committee on Roads and Bridges.

House bill No. 284, by Mr. Hoch: An act to provide for the certifying, by clerks of cities and towns, to the county auditors of their county for record a copy of ordinances affecting part or portions of recorded plats of cities or towns, and providing a penalty for the violation thereof.

Referred to the Committee on Municipal Corporations other than First Class.

House bill No. 285, by Mr. Hoch: An act in relation to stenographers for the superior court, in counties of the first and second classes.

Referred to the Committee on Judiciary.

House bill No. 286, by Mr. Hoch: An act providing for a law library fund in counties of the first and second class, and in relation thereto.

Referred to the Committee on Municipal Corporations other than First Class.

House bill No. 287, by Mr. Morrill: An act to establish a state board of embalming, defining the duties thereof, providing for the better protection of life and health and to prevent the spread of contagious diseases; to regulate the practice of embalming and the care and disposition of the dead, and to provide a penalty for the violation thereof.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

House bill No. 288, by Mr. Kellogg: An act amending section 4828 of Ballinger's Annotated Codes and Statutes of Washington, in relation to the recovery of damages for the death of a person caused by the wrongful act or the neglect of another.

Referred to the Committee on Judiciary.

House bill No. 289, by Mr. Bassett: An act relating to the duties of the superintendent of the state penitentiary.

Referred to the Committee on State Penitentiary.

House bill No. 290, by Mr. Bassett: An act relating to the liability of a bank to a depositor in case of forgery.

Referred to the Committee on Judiciary.

House bill No. 291, by the Committee on Military Affairs and Soldiers Home: An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to provide for the relief of indigent Union and Mexican war soldiers, sailors, and marines, and the families of those deceased or indigent, and to defray funeral expenses," being sections 2640, 2641, 2642, 2643, 2644, 2645 and 2646 of Ballinger's Annotated Codes and Statutes of Washington, same being section 8061, 8062, 8063, 8064, 8065, 8066 and 8067 of Pierce's Washington Code, and that the title to said act be and the same is hereby amended to read as follows: "An act to provide for the relief of indigent Union, Spanish-American and Mexican war soldiers, sailors and marines and the families of those deceased or indigent, and to defray funeral expenses."

Placed on second reading.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 6, 1905.

**MR. SPEAKER:**

We, your Committee on Banks and Banking, to whom was referred House bill No. 124, in relation to savings banks, savings and loan societies, and institutions in which deposits of money are made, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that when so amended it do pass:

In lines 2 and 3 of the title of the original bill, strike the words "and interest paid thereon," the same being in line 2 of the printed bill.

In line 3, section 1, of the original bill, strike out the words "and interest paid thereon," the same being in line 2, section 1, of the printed bill.

In line 22, section 1, of the original bill, strike the words "any deposit," the same being in line 16, section 1, of the printed bill.

In line 23, section 1, of the original bill, strike "\$50.00" and substi-



tute therefor "\$25.00," the same being in line 17, section 1, of the printed bill.

J. D. BASSETT, Chairman.

We concur in this report: L. Stilson, J. H. Dawes, W. J. Dyke, Joseph B. Lindsley, Oliver Byerly, J. A. Falconer, Geo. H. Miller, E. R. Henderson, David Levin.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 124 was passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, your Committee on Banks and Banking, to whom was re-referred House bill No. 16, entitled "An act regulating foreign banks and foreign bankers doing business within this State, and providing a penalty," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass without the amendment adopted on the floor of the House.

J. D. BASSETT, Chairman.

We concur in this report: L. Stilson, J. H. Dawes, W. J. Dyke, Joseph B. Lindsley, J. A. Falconer, Geo. H. Miller, Oliver Byerly, E. R. Henderson, David Levin.

On motion of Mr. Vilas the House reconsidered the vote on the amendment previously made on the floor.

On reconsideration the amendment failed to pass.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 16 was passed to third reading.

House bill No. 113, authorizing companies owning cemeteries to accept trust funds.

The bill was read the second time by sections, considered engrossed and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, your Committee on Roads and Bridges, to whom was referred House bill No. 135, entitled, "An act creating a fund to be known as the public highway fund, and making provision for an annual levy to provide revenue therein for the construction and repairs of highways and bridges," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

In section 2, line 2 of the printed bill, between the words "proper" and "officers," insert the word "state," the same also being same section and line of the original bill.

Add to the bill an additional section as follows: "Section 3. The revenue raised under the provisions of this act, shall be paid into the State treasury and be converted into a special highway fund, from which fund shall be paid the expenses authorized by this act."

And your committee further recommend that the bill, as amended, do pass.

W. H. CLARKE, Chairman.

We concur in this report: A. S. Melcher, A. M. Blaker, Andrew Olsen, Wm. Coate, J. M. Stevenson, Chas. Johnson, D. P. Bowers, L. N. Griffin, J. A. Ulah, W. A. Bollinger, Jno. H. Sheets.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 135 passed to third reading and was ordered engrossed.

House bill No. 233, to provide for the establishment and repair of a state road commencing near the mouth of the Methow river, was referred to the Committee on Appropriations.

House substitute bill No. 25 was referred to the Committee on Appropriations.

House bill No. 152, regulating automobiles on public roads or avenues.

On motion of Mr. Reid section 13 was stricken from the bill.

On motion of Mr. Scott section 15 was stricken from the bill.

On motion of Mr. Reid section 16 was stricken from the bill.

The following amendment by Mr. N. E. Linsley was adopted:

Section 5, line 3, strike out the word "three" and insert the word "seven."

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 152 was passed to third reading and ordered engrossed.

House bill No. 227, relating to the issuing of licenses by counties, cities and towns for the sale of intoxicating liquors.

The bill was read the second time by sections, considered engrossed and passed to third reading.

House bill No. 147, to provide for the assessment and collection of taxes.

The bill was read the second time by sections, considered engrossed and passed to third reading.

House bill No. 185, providing for the rate of interest to be paid on certain bonds of Island county.

The clerk was instructed to strike out the preamble.

The bill was read the second time by sections and passed to third reading and ordered engrossed.

House bill No. 146, providing for the assessment and collection of taxes of cities of the first class.

The bill was read the second time by sections, considered engrossed and passed to third reading.

House bill No. 158, to provide for the assessment and collection of taxes in municipal corporations of the third and fourth classes.

The bill was read the second time by sections, considered engrossed and passed to third reading.

House bill No. 257, for the relief of P. M. Troy, James B. Murphy and J. B. Bridges, was ordered sent to the Committee on Appropriations.

The speaker in open session signed Senate bill No. 71 and Senate bill No. 83.

### COMMUNICATION.

A resolution by Queen City lodge No. 71, Switchmen's Union of North America, and by Puget Sound lodge No. 196 of Brotherhood of Railroad Trainmen, endorsing House bill No. 98 and disapproving House bills Nos. 40 and 178 and Senate bills Nos. 32 and 92, and protesting against their passage, was referred to the Committee on Labor and Labor Statistics.

The House took a recess until 2 p. m.

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### AFTERNOON SESSION.

The speaker called the House to order at 2 o'clock.

Roll call showed all members present except Messrs. Doolittle, Maloney and Weatherford, who were excused.

Mr. McNicol moved that the rules be suspended and that the vote by which House bill No. 115 was indefinitely postponed, be reconsidered.

The motion carried and House bill No. 115 was ordered placed on the calendar for second reading.

## SECOND READING OF SENATE BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 36, entitled, "An act authorizing any corporation to acquire shares of the capital stock of another corporation," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended it do pass:

In line 1 of section 1, immediately following the word "corporation," insert the words "heretofore or hereafter."

CHAS. S. GLEASON, Chairman.

We concur in this report: Elmer E. Todd, H. L. Strobidge.

The following amendments by Mr. Scott were lost:

Amend section 1, line 8, by inserting after the word "trustees" the following: "And provided such corporate holder shall not own, hold, or control more than thirty-three and one-third per cent of the capital stock of such other corporation."

Amend section 1, line 8, by inserting between the words "holding" and "by" the following: "not in excess of thirty-three and one-third per cent of the capital stock."

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 36 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 50, entitled "An act defining certain misdemeanors and providing the punishment for the violation thereof," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended it do pass:

Amend title to read as follows: "An act making it a misdemeanor for any man to wilfully abandon, desert, abuse or fail to support his wife, or infant child or children under the age of seventeen years, and prescribing the punishment therefor."

Strike out everything after the enacting clause and insert the fol-

lowing: "Section 1. That any man who without sufficient cause willfully abandons, deserts, abuses or fails to support and maintain his wife, or infant child or children under the age of seventeen years, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in any sum not to exceed five hundred dollars or imprisoned in the county jail for a period not to exceed six months, or by both such fine and imprisonment," in lieu thereof.

CHAS. S. GLEASON, Chairman.

We concur in this report: W. D. Scott, H. L. Strobridge, J. A. Kellogg.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 50 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 31, entitled, "An act providing for the introduction of testimony given in a former trial, action or proceeding," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended, it do pass:

In line 2 of section 1 of engrossed bill, being line 2 of section 1 of printed bill, immediate before the word "cause" insert the word "sufficient."

In lines 4 and 5 of section 1 of the engrossed bill, strike out the words "after notice to the opposite party."

In line 5 of the engrossed bill, immediately after the comma following the word "judge" insert the following: "upon three days notice to the opposite party or parties, together with service of a copy of the testimony proposed to be used."

CHAS. S. GLEASON, Chairman.

We concur in this report: E. D. Reiter, Geo. T. Reid, W. D. Scott, Robt. F. Booth, Elmer E. Todd, S. A. Crandall, H. L. Strobridge, Joseph B. Lindsley, J. A. Kellogg, R. S. Lambert.

The bill was read by sections, the amendments recommended by the committee were adopted and Senate bill No. 31 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 31, entitled, "An act providing for the introduction of testimony

given in a former trial, action or proceeding," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be further amended as follows, and that as so amended it do pass:

In line 3 of section 1 of the engrossed bill, being line 2 of section 1 of the printed bill, immediately following the word "proceeding," insert the words "or in a former trial of the same cause or proceeding."

CHAS. S. GLEASON, Chairman.

We concur in this report: Joseph B. Lindsley, H. L. Strobridge, W. D. Scott, Elmer E. Todd.

The bill was read by sections, the amendments recommended by the committees were adopted, and Senate bill No. 31 was passed to third reading.

### THIRD READING OF BILLS.

House bill No. 62, an act for the relief of Skamania county and making an appropriation.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 81, nays 0, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twitchell, Uish, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—81.

Those absent or not voting were: Messrs. Bartlett, Clarke, Crane, Dawes, Dickson, Doolittle, Lyons, Maloney, Poyns, Reiter, Strobridge, Van Slyke, Weatherford—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

lowing: "Section 1. That any man who without sufficient cause willfully abandons, deserts, abuses or fails to support and maintain his wife, or infant child or children under the age of seventeen years, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in any sum not to exceed five hundred dollars or imprisoned in the county jail for a period not to exceed sixmonths, or by both such fine and imprisonment," in lieu thereof.

CHAS. S. GLEASON, Chairman.

We concur in this report: W. D. Scott, H. L. Strobridge, J. A. Kellogg.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 50 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 2, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 31, entitled, "An act providing for the introduction of testimony given in a former trial, action or proceeding," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended, it do pass:

In line 2 of section 1 of engrossed bill, being line 2 of section 1 of printed bill, immediate before the word "cause" insert the word "sufficient."

In lines 4 and 5 of section 1 of the engrossed bill, strike out the words "after notice to the opposite party."

In line 5 of the engrossed bill, immediately after the comma following the word "judge" insert the following: "upon three days notice to the opposite party or parties, together with service of a copy of the testimony proposed to be used."

CHAS. S. GLEASON, Chairman.

We concur in this report: E. D. Reiter, Geo. T. Reid, W. D. Scott, Robt. F. Booth, Elmer E. Todd, S. A. Crandall, H. L. Strobridge, Joseph B. Lindsley, J. A. Kellogg, R. S. Lambert.

The bill was read by sections, the amendments recommended by the committee were adopted and Senate bill No. 31 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 31, entitled, "An act providing for the introduction of testimony

given in a former trial, action or proceeding," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be further amended as follows, and that as so amended it do pass:

In line 3 of section 1 of the engrossed bill, being line 2 of section 1 of the printed bill, immediately following the word "proceeding," insert the words "or in a former trial of the same cause or proceeding."

CHAS. S. GLEASON, Chairman.

We concur in this report: Joseph B. Lindsley, H. L. Strobridge, W. D. Scott, Elmer E. Todd.

The bill was read by sections, the amendments recommended by the committees were adopted, and Senate bill No. 31 was passed to third reading.

### THIRD READING OF BILLS.

House bill No. 62, an act for the relief of Skamania county and making an appropriation.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 81, nays 0, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twitchell, Uish, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—81.

Those absent or not voting were: Messrs. Bartlett, Clarke, Crane, Dawes, Dickson, Doolittle, Lyons, Maloney, Poyns, Reiter, Strobridge, Van Slyke, Weatherford—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.



House bill No. 92, an act to establish a general, uniform system of public schools.

On motion of Mr. Minard the rules were suspended and House bill No. 92 was returned to second reading, and the following amendments by Mr. Minard were adopted:

In section 5, line 3 of the printed bill, strike out the word "nineteen" and insert in lieu thereof the word "eighteen."

In section 4, line 15 of the printed bill, strike out the figures "1906" and insert in lieu thereof the figures "1907."

On motion of Mr. Minard the rules were suspended, the second reading was considered the third, and House bill No. 92 was placed on final passage and passed the House by the following vote: Yeas 76, nays 2, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Brown, Byerly, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—76.

Those voting nay were: Messrs. Kenoyer and Long—2.

Those absent or not voting were: Messrs. Bradley, Clarke, Crane, Dawes, Dickson, Doolittle, Dyke, Fenton, Hamilton, Houston, Maloney, McNicol, Reiter, Roth, Strobridge, and Weatherford—16.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 84, requiring holders of delinquent tax certificates to make, in proceedings for the foreclosure of such certificates, the holders of municipal improvement bonds, parties defendant.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 75, nays 1, absent or not voting 18.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bradley, Brown, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—75.

Mr. Harper voted nay.

Those absent or not voting were: Messrs. Booth, Bowers, Byerly, Clarke, Crane, Dawes, Dickson, Dobson, Doolittle, Long, Maloney, McNicol, Morgan, Ratcliffe, Reiter, Roth, Strobridge, Weatherford—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 102, an act to enable cities having sufficient population to re-incorporate.

On motion of Mr. J. B. Lindsley the rules were suspended, the second reading was considered the third, and House bill No. 102 was placed on final passage and passed by the following vote: Yeas 81, nays 0, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—81.

Those absent or not voting were: Messrs. Bartlett, Booth,

Clarke, Crane, Dawes, Dickson, Doolittle, Maloney, Morgan, Reiter, Strobridge, Theurer, Weatherford—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Poyns moved to reconsider the vote on Senate bill No. 4.

A motion by Mr. Bishop, to lay the motion to reconsider on the table, was lost.

The motion to reconsider prevailed.

On motion of Mr. Poyns Senate bill No. 4 was re-referred to the Committee on Judiciary.

House bill No. 214, making an appropriation for the division of public documents of the state library.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bradley, Brown, Byerly, D. J. Davis, Geo. L. Davis, Dobson, Dyke, Eidemiller, Erickson, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—77.

Those absent or not voting were: Messrs. Booth, Bowers, Clarke, Coate, Crandall, Crane, Dawes, Dickson, Doolittle, Lee A. Johnson, Long, Maloney, Morgan, Reiter, Roth, Strobridge, and Weatherford—17.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 155, an act to provide for state depositories, and regulate the deposits of public moneys.

On motion of Mr. Falconer the rules were suspended, the second reading was considered the third, and House bill No. 155 was placed on final passage and passed the House by the following vote: Yeas 67, nays 3, absent or not voting 24.

Those voting yea were: Messrs. Allen, Bassett, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Crandall, Geo. L. Davis, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Hamilton, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobbridge, Theurer, Todd, Twichell, Ulsh, Vogtlin, and Weber—67.

Those voting nay were: Messrs. Ayer, Griffin, and Mr. Speaker—3.

Those absent or not voting were: Messrs. Bartlett, Benn, Bishop, Bowers, Clarke, Coate, Crane, D. J. Davis, Dawes, Dickson, Doolittle, Fenton, Hare, Houston, Lee A. Johnson, Lyons, Maloney, Morgan, Poyns, Reiter, Van Slyke, Vilas, Weatherford, and Weir—24.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 44, providing for the incorporation and regulation of live stock insurance companies.

On motion of Mr. Reid the rules were suspended, the second reading was considered the third, and House bill No. 44 was placed on final passage and passed the House by the following vote: Yeas 69, nays 1, absent or not voting 24.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Coate, Crandall, Geo. L. Davis, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—69.

Mr. McVay voted nay.

Those absent or not voting were: Messrs. Bartlett, Benn, Bow-

ers, Clarke, Crane, D. J. Davis, Dawes, Dickson, Doolittle, Fancher, Fenton, Hare, Houston, Lee A. Johnson, Lyons, Maloney, Morgan, Poyns, Roberts, Roth, Strobridge, Van Slyke, Weatherford, and Weir—24.

The emergency clause passed by the following vote: Yeas 63, nays 3, absent or not voting 28.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Coate, Geo. L. Davis, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Frostad, Fulton, Griffin, Hamilton, Henderson, Hoch, Hughes, Irving, Chas. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Reid, Reiter, Renick, Rudene, Rudio, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Twichell, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—63.

Those voting nay were: Messrs. Harper, Ratcliffe, and Todd—3.

Those absent or not voting were: Messrs. Bartlett, Bowers, Clarke, Crandall, Crane, D. J. Davis, Dawes, Dickson, Doolittle, Fancher, Fenton, Gleason, Hare, Houston, Huxtable, Lee A. Johnson, Keyes, Lyons, Maloney, Morgan, Poyns, Roberts, Roth, Scott, Strobridge, Van Slyke, Weatherford, and Weir—28.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 167, an act relating to revenue and taxation.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 71, nays 4, absent or not voting 19.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Theurer, Twichell, Ulsh, Vogtlin, Weber, Williams, and Mr. Speaker—71.

Those voting nay were: Messrs. Morrill, Shultz, Todd, and Vilas—4.

Those absent or not voting were: Messrs. Bowers, Clarke, Crane, Dawes, Dickson, Doolittle, Fenton, Gleason, Hare, Irving, Lyons, Maloney, Morgan, Reiter, Renick, Strobridge, Van Slyke, Weatherford, and Weir—19.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The speaker called Mr. Reid to the chair.

House bill No. 172, an act directing the sale of land and making an appropriation.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 72, nays 0, absent or not voting 22.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Byerly, Clarke, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McVay, Melcher, Miller, Minard, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—72.

Those absent or not voting were: Messrs. Ayer, Booth, Bradley, Brown, Crane, Dawes, Dickson, Doolittle, Fenton, Hare, Huxtable, Levin, Long, Maloney, McNicol, Moldstad, Morgan, Reiter, Roberts, Strobridge, Van Slyke, and Weatherford—22.

The emergency clause passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Byerly, Clarke, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morrill, Ol-

sen, Poyns, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—73.

Those absent or not voting were: Messrs. Ayer, Bradley, Brown, Crane, Dawes, Dickson, Doolittle, Fenton, Hare, Huxtable, Levin, Long, Lyons, Maloney, Moldstad, Morgan, Reiter, Stilson, Strobridge, Van Slyke, Weatherford—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The speaker announced the appointment of Mr. Fulton on the committee to visit the state reform school, in place of Mr. Crane.

House substitute bill No. 25 was ordered referred to Committee on Appropriations.

The House adjourned at 4:17 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## THIRTY-THIRD DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Friday, February 10, 1905. }  
10 o'clock a. m.

The speaker called the House to order at 10 a. m.

Roll call showed all members present except Messrs. Ayer, Brown, D. J. Davis, Dawes, Doolittle, Ericksen, Griffin, Hare, Keyes, Maloney, Morrill, Olsen, and Weatherford.

Messrs. Brown, Ericksen, Olsen and Weatherford were excused.

Rev. D. M. Montgomery offered prayer.

On motion of Mr. Gleason the reading of the minutes was dispensed with, and the minutes of yesterday were approved as if read.

## REPORTS OF STANDING COMMITTEES.

House bill No. 99: Majority report recommends it do pass.

House bill No. 99: Minority report recommends it be indefinitely postponed.

House bill No. 181: Recommend it do pass as amended.

House bill No. 31: Majority report recommends it do pass as amended.

House bill No. 31: Minority report recommends it be indefinitely postponed.

House bill No. 232: Recommend it be referred to the Committee on Appropriations.

The report was adopted.

House bill No. 252: Recommend it do pass.

House bill No. 72: Recommend it do pass as amended.

House bill No. 130: Recommend it be indefinitely postponed, and that House substitute bill No. 130 be substituted therefor.

The report was adopted.

Senate bill No. 94: Committee recommend it be indefinitely postponed, and that House substitute bill for Senate bill No. 94 be substituted therefor.

The report was adopted.

Senate bill No. 96: Recommend it do pass as amended.

House bill No. 156: Recommend it do pass as amended.

House bill No. 140: Recommend it do pass as amended.

House bill No. 174: Recommend it be indefinitely postponed.

House bill No. 248: Recommend it be indefinitely postponed.

House bill No. 75: Recommend it be indefinitely postponed.

House bill No. 196: Recommend it be indefinitely postponed.

House bill No. 249: Recommend it be indefinitely postponed.

House bill No. 242: Recommend it be indefinitely postponed.

House bill No. 29: Recommend it be indefinitely postponed.

House bill No. 121: Recommend it be indefinitely postponed.

The bill was ordered placed on the calendar.

House bill No. 42: Recommend it be indefinitely postponed.

House bill No. 226: Recommend it do pass.

House bill No. 209: Recommend it do pass.

House bill No. 53: Recommend it do pass.

House bill No. 177: Recommend it do pass.

Committee reports on House bills Nos. 174, 248, 75, 196, 249, 242, 29 and 42 were adopted and said bills were indefinitely postponed.



## COMMUNICATION.

A resolution by the chamber of commerce of Spokane, urging the passage of House bill No. 168, relating to the amendment of the horticultural law, was read and referred to the Committee on Horticulture.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., February 10, 1905.

**MR. SPEAKER:**

The Senate has passed Senate concurrent resolution No. 13, providing for a joint committee to attend the funeral of the late Senator J. P. Sharp.

The president has appointed as Senate members of said committee, Senators Baker, Moore, Rands, Reed and Christian.

The resolution is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

Senate concurrent resolution No. 13, providing for a joint committee to attend the funeral of the late Senator J. P. Sharp, was adopted by a rising vote.

The speaker appointed Messrs. Dickson, Hare, Hughes, Bishop and Minard as House members of the joint committee.

As a mark of respect to the memory of the late Senator J. P. Sharp the House, on motion of Mr. Dickson, adjourned at 10:20 a. m. until 2 p. m. Monday.

STOREY BUCK,

*Chief Clerk.*

JOSEPH G. MEGLER,

*Speaker.*

**THIRTY-SIXTH DAY.****AFTERNOON SESSION.**

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Monday, February 13, 1905. }  
2 o'clock p. m.

The speaker called the House to order at 2 o'clock.

Roll call showed all members present except Messrs. Bassett, Blackmore, Bradley, Dickson, Frostad, Irving, Moldstad, Olsen, Doolittle, Henderson, Hoch, Morgan, Poyns, Ratcliffe, Scott, Sheets, Stevenson, Theurer, and Weatherford.

Messrs. Doolittle, Henderson, Hoch, Morgan, Poyns, Ratcliffe, Scott, Sheets, Stevenson, Theurer and Weatherford were excused.

Rev. J. W. Satterthwaite offered prayer.

The minutes of Friday were read and approved.

**MEMORIALS AND REMONSTRANCES.**

A resolution from the Spokane Lumbermen's Association, urging the removal of state timber lands from the market, was referred to the Committee on State, School and Granted Lands.

A resolution from the Spokane chamber of commerce, urging legislation for completing a topographical survey of the State, was read and referred to the Committee on Irrigation.

**RESOLUTION.**

By Mr. Roth:

*Resolved*, That the Committee on Appropriations is hereby instructed to report the general appropriation bill to the House by next Friday noon, and the Committee on Rules is hereby requested to bring in a special rule for the consideration by the House of such appropriation bill.

Mr. McNicol moved to amend by making the date March 1st. The motion was carried.

The resolution as amended was adopted.

On motion of Mr. Booth the vote by which House bill No. 248 was indefinitely postponed on Friday, was reconsidered and House bill No. 248 was placed on the calendar on second reading.

On motion of Mr. N. E. Linsley, the vote on House bill No. 249, which was indefinitely postponed on Friday, was reconsidered, and House bill No. 249 was re-referred to the Committee on Judiciary.

House bill No. 13 was placed on the calendar for second reading.

### REPORTS OF STANDING COMMITTEES.

House bill No. 70: Recommend it be indefinitely postponed and House substitute bill No. 70 be substituted.

The report was adopted.

House bill No. 165: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 153: Recommend it do pass.

House bill No. 95: Recommend it do pass as amended.

House memorial No. 9: Recommend it do pass and the same be telegraphed to Washington.

Mr. Crane moved that the rules be suspended and House memorial No. 9 be placed on second reading. The motion prevailed.

On motion of Mr. Dawes the rules were suspended, the second reading was considered the third, and House memorial No. 9 was placed on final passage and passed the House by the following vote: Yeas 71, nays 1, absent or not voting 22.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bishop, Blackmore, Bolinger, Booth, Bowers, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Houston, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morrill, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Shultz,

Smith, Stevenson, Stilson, Strobridge, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—71.

Mr. Benn voted nay.

Those absent or not voting were: Messrs. Bassett, Blaker, Bradley, Dickson, Dobson, Doolittle, Frostad, Henderson, Hoch, Hughes, Irving, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Scott, Sheets, Theurer, Todd, Ulsh, Weatherford—22.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated:

House bill No. 292, by Mr. Kenoyer: An act to amend section 1563 of Ballinger's Codes and Statutes of Washington, relating to classification of counties according to population and determining the same.

Referred to the Committee on Compensation and Fees for State and County Officers.

House bill No. 293, by Mr. Vilas: An act relating to receipts issued by county treasurers and the legal effect thereof.

Referred to the Committee on Judiciary.

House bill No. 294, by Mr. Hare: An act to amend section 2 of an act entitled, "An act to declare and regulate the powers, rights and duties of corporations organized to build booms and to catch logs and timber products therein," approved March 17, 1890.

Referred to the Committee on Commerce and Manufactures.

House bill No. 295, by Mr. Falconer: An act to provide for the survey, construction and maintenance of a State wagon road between the end of the Gunn road as completed at the Copper Bell engine house in the southeast quarter of the northwest quarter of section 11, township 27, north of range 9, east W. M., in Snohomish county, via Index in said county, to Baring in King county; making an appropriation therefor; creating a road commission and declaring an emergency.

Referred to the Committee on Roads and Bridges.

House bill No. 296, by Mr. Reid: An act providing for the manner of expenditure of taxes collected for road and bridge purposes in cities and towns, and amending section 8, chapter 119,

Session Laws of 1903.

Referred to the Committee on Roads and Bridges.

House bill No. 297, by Mr. Reid: An act relating to revenue and taxation.

Referred to the Committee on Revenue and Taxation.

House bill No. 298, by Mr. Strobridge: An act in relation to depositing in banks money belonging to cities of the first class.

Referred to the Committee on Municipal Corporations of the First Class.

House bill No. 299, by D. J. Davis: An act authorizing municipal corporations, excepting cities of the first class, to acquire, condemn, take, or damage private property for public use, providing the method therefor, repealing all laws in conflict herewith, and declaring an emergency.

Referred to the Committee on Municipal Corporations other than the First Class.

House bill No. 300, by Mr. Lyons (by request): An act to amend section 3351 subdivision I, volume 3 of Ballinger's Annotated Codes and Statutes of the State of Washington, the same being section 5281 of Pierce's Code, of an act entitled "An act providing for the protection and propagation of food fishes in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency," approved March 13, 1899, as amended by an act approved March 1, 1901, and again by an act approved March 16, 1903.

Referred to the Committee on Fisheries, and ordered printed.

House bill No. 301, by Mr. Lyons (by request): An act relating to the operation of pound nets and fish traps in the waters of Puget Sound.

Referred to the Committee on Fisheries, and ordered printed.

House bill No. 302, by Mr. Chas. Johnson: An act providing for the erection of a free state wagon bridge across the Columbia river near the city of Wenatchee, connecting the counties of Chelan and Douglas, creating a commission for the same, making an appropriation therefor, and declaring an emergency.

Referred to the Committee on Roads and Bridges.

House bill No. 303, by Mr. Weber: An act to exempt bequests and devises when made for charitable purposes from the payment

of any tax or sum under any inheritance tax law, and remitting any such tax claimed to be due on such bequests or inheritance.

Referred to the Committee on Revenue and Taxation.

House bill No. 304, by Mr. Booth: An act fixing the compensation of the judges of the supreme court.

Referred to the Committee on Compensation and Fees for State and County Officers.

House bill No. 305, by Mr. Chas. Johnson: An act to amend section 1 of an act entitled "An act amending section one of an act entitled 'An act making it unlawful to catch or kill trout during certain months, or to take, catch or kill the same in any manner whatever other than by hook and line, providing a punishment, and declaring an emergency,' approved March 6, 1891," approved March 20, 1895.

Referred to the Committee on Game and Game Fish.

House bill No. 306, by Mr. Strobridge: An act relating to elections, providing for the nominations of candidates for public office by direct vote, prescribing penalties for the violations thereof, and repealing sections 1469, 1470, 1471, 1472, 1473, 1474, 1475, 1476, 1477, 1478, 1479, 1480, 1481, 1482, 1483, 1484, 1485, 1486, 1487, 1488, 1489, 1495, 1496, 1497, 1498, 1499, 1500, 1501, 1502, 1503, 1504, 1505, 1506, 1507, 1508, 1509, 1510, 1511, 1512, and 1513 of volume 1 of Ballinger's Annotated Codes and Statutes of Washington.

Referred to the Committee on Privileges and Elections.

House bill No. 307, by Mr. Reid: An act amending section 1354 of Ballinger's Annotated Codes and Statutes of Washington, relating to the preservation of certificates of nomination and to the creation and changing of election precincts.

Referred to the Committee on Privileges and Elections.

## FIRST READING OF SENATE BILLS.

Senate bill No. 68, an act empowering cities of the third class to levy and collect an annual street poll tax, and declaring an emergency.

Referred to the Committee on Revenue and Taxation.

House memorial No. 9 was ordered transmitted to the Senate at once.

## SECOND READING OF BILLS.

House substitute bill No. 197, in relation to garnishment in justices' courts.

The bill was read the second time by sections, considered engrossed and passed to third reading.

House bill No. 132, an act for the relief of Henry Somers.

On motion of Mr. Dawes House bill No. 132 was referred to the Committee on Appropriations.

House bill No. 186, an act for the relief of P. Hanson.

The bill was ordered sent to the Committee on Appropriations.

House bill No. 223, an act for the relief of L. O. Meigs.

The bill was read the second time by sections and passed to third reading.

House bill No. 4, to provide for the establishment and maintenance of a branch of the state soldiers' home.

The bill was referred to the Committee on Appropriations.

House bill No. 187, an act for the relief of R. Stevenson, was ordered referred to the Committee on Appropriations.

House bill No. 110, providing for closed season for trout fishing in the lakes and streams of Chelan county.

Mr. Reid moved to strike out section 2.

The motion was lost.

The bill was read the second time by sections and passed to third reading.

House bill No. 89, an act for the protection of bass, perch, pickerel and pike, in the lakes of this State.

On motion of Mr. Dawes House bills. Nos. 89, 109 and 204, and all game fish bills, were referred to the Committee on Game and Game Fish, with instructions to prepare a substitute bill to cover all bills relating to game fish.

House bill No. 49, for the regulation, maintenance and discipline of the national guard.

The clerk was instructed to amend the title by adding "and declaring an emergency."

On motion of Mr. N. E. Linsley the rules were suspended, the second reading was considered the third, and House bill No. 49 was placed on final passage and passed the House by the following vote: Yeas 59, nays 1, absent or not voting 34.

Those voting yea were: Messrs. Allen, Benn, Bishop, Blackmore, Bolinger, Booth, Brown, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Eidemiller, Ericksen, Fulton, Gleason, Griffin, Hamilton, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morrill, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—59.

Mr. Bowers voted nay.

Those absent or not voting were: Messrs. Ayer, Bartlett, Bassett, Blaker, Bradley, Clarke, Coate, Dawes, Dickson, Dobson, Doolittle, Dyke, Falconer, Fancher, Fenton, Frostad, Hare, Harper, Henderson, Hoch, Huxtable, Irving, Levin, Maloney, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Scott, Sheets, Theurer, Weatherford, and Weir—34.

The speaker announced that tomorrow he would call for a vote on the emergency clause.

House bill No. 142, for the protection of game birds.

Mr. Lee A. Johnson moved the bill be re-referred to the Committee on Game and Game Fish.

The motion carried.

House bill No. 97, to establish a fish hatchery in Clallam county, was recommitted to the Committee on Appropriations.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 1, 1905.

**MR. SPEAKER:**

We, your Committee on Agricultural College and School of Science, to whom was referred House bill No. 82 entitled "An act to change the name of the Washington Agricultural Experiment Station and School of Science, to the State College of Washington, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

In line 2 of the title of the original bill, the same being also line 2 of the printed bill, between the words "Agricultural" and "Experiment," insert the word "College."

In section 1 line 1 of the original bill, the same being also section 1 line 1 of the printed bill, between the words "the" and "Agricultural," insert the word "Washington."

In section 3, line 2 of the original bill, the same being section 3 line 1



of the printed bill, between the words "the" and "Agricultural," insert the word "Washington."

And that as amended the bill do pass.

PETER MCGREGOR, Chairman.

We concur in this report: A. S. Melcher, F. M. Weatherford, J. L. Harper, D. Hoch.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 80 was passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, your Committee on Roads and Bridges, to whom was referred House bill No. 176, entitled "An act to regulate the width of tires of wagons to be used on the public highways of the State of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as indicated by the amendments hereto attached, and that as so amended

it be printed and do pass:

Amend title by adding to the last word of said title the following words: "and providing a penalty for each violation thereof."

Amend section 1 of printed bill, by striking out that part of line which follows the words "as follows," all of lines 4 and 5 and that part of line 6 which precedes the words "three inch steel," the same being that part of section 1, original bill, which begins with the word "two," immediately following the words "as follows" in line 4, and ends with and including "tire" in line 8.

Amend section 1 by striking out in line 7, printed bill, the word "four" and substituting therefor the word "three," the same being line 11, same section of original bill.

Amend section 1, line 9 of the printed bill, by striking out the words "four and one-half" between the words "than" and "inch," and substituting therefor the word "three," the words so stricken out being the last two words of line 13, section 1, original bill, and the first two words of line 14.

Amend section 1, line 11, of printed bill, the same being section 1, line 16 of original bill, by striking out the word "five" and substituting the words "three and one-half."

Amend section 1, line 13 of the printed bill, by striking out the words "five and one-half" and substituting therefor the word "four," the words so stricken out being the last three words of line 19, and the first word of line 20, original bill.

Amend section 1, line 15, by striking out the word "six" between the words "than" and "inch," and substituting therefor the word "four."

the words struck out being the fourth word in the first line of page 2 of the original bill, section 1.

Amend by striking out all of section 2.

Amend section 3, line 1, of printed bill, by striking out the word "or" between the words "Washington" and "who," and substituting therefor the word "and," the word hereby struck out being the third word in line 2, section 3 of the original bill.

Amend section 3 of this act by striking out the figure "3" which gives the section its number, and substituting therefor the figure "2."

Make section 4 read section 2.

Amend section 5 of the bill by striking out the word "ten," it being the last word of said section, and substituting therefor the word "six."

Make section 5 read section 4.

W. H. CLARKE, Chairman.

We concur in this report: A. S. Melcher, J. L. Harper, A. M. Blaker, D. P. Powers, J. M. Stevenson, Jno. H. Sheets, Chas. Johnson, W. J. Dyke, Wm. Coate, W. A. Bolinger, L. N. Griffin.

The following amendment by Mr. Lee A. Johnson was lost:

In line 1 of section 3 of original bill, strike out the words "who in said State" and add the word "and."

The following amendment by Mr. Crandall was adopted:

Insert the words "for the purpose of sale," after the word "Washington," in line 1, section 2.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 176 was passed to third reading and ordered engrossed.

House bill No. 189, an act making an appropriation for Marble Mount state road.

The bill was ordered referred to the Committee on Appropriations.

Senate bill No. 6, an act creating two certain funds in the state treasury.

On motion of Mr. Dickson Senate bill No. 6 was re-referred to the Committee on Education for amendment.

The speaker in open session signed House bills Nos. 81, 47, 48, 26, 2, 20 and 93.

House bill No. 250 was taken from the Committee on Appropriations and referred to the Committee on Claims and Auditing.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 10, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bills Nos. 185, 135, 152, 124, and 92 re-engrossed, have compared same with the original bills and find them correctly engrossed.

Respectfully submitted,

LEE VAN SLYKE, Chairman.

We concur in this report: K. P. Frostad, Frank H. Renick, E. D. Reiter, E. A. Blackmore, C. E. Vilas.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bill No. 16, have compared same with the original bill and find it correctly engrossed.

Respectfully submitted,

LEE VAN SLYKE, Chairman.

We concur in this report: Frank Allen, C. E. Vilas, E. A. Blackmore, E. D. Reiter.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 13, 1905.

MR. SPEAKER:

The president has signed House bill No. 93, entitled: "An act for the relief of Dora W. Cryderman and others.

Also House bill No. 20, an act providing for the commitment of juvenile offenders to the State reform school.

Also House bill No. 2, providing for the control of delinquent juveniles.

Also House bill No. 81, permitting county commissioners to make exhibits at the Lewis and Clark Exposition.

Also House bill No. 47, for the relief of Joseph Canutt.

Also House bill No. 48, relating to costs in civil actions.

Also House bill No. 26, for the relief of Garfield county.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 13, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred enrolled

House bills Nos. 2, 20, 93, 48, 26, 47 and 81, have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted,

S. W. FENTON, Chairman.

We concur in this report: W. H. Hughes, F. A. Twichell, Wm. Shultz.

The House adjourned at 4:10 p. m.

STOREY BUCK,

*Chief Clerk.*

JOSEPH G. MEGLER,

*Speaker.*

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## THIRTY-SEVENTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Tuesday, February 14, 1905. }  
10 o'clock a. m.

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Messrs. Blaker and Morgan, who were excused.

The minutes of yesterday were read and approved.

### COMMUNICATION.

A communication from the Puget Sound lodge No. 407, Brotherhood of Locomotive Firemen, of Seattle, regarding labor legislation, was received and referred to the Committee on Labor and Labor Statistics.

### REPORT OF STANDING COMMITTEES.

House bill No. 126: Recommend it do pass as amended.

House bill No. 201: Recommend it do pass as amended.

House bill No. 251: Recommend it do pass as amended.

House bill No. 202: Recommend it do pass as amended.

Senate bill No. 82: Recommend it do pass as amended.

Senate bill No. 65: Recommend it do pass as amended.

House bill No. 125: Majority recommend it do pass as amended.  
House bill No. 125: Minority recommend it be indefinitely postponed.  
House bill No. 276: Recommend it do pass as amended.  
Senate bill No. 24: Recommend it do pass as amended.  
House bill No. 154: Recommend it be indefinitely postponed, and House substitute bill No. 154 do pass.  
House bill No. 254: Recommend it do pass.  
House bill No. 69: Recommend it do pass.  
House bill No. 170: Recommend it do pass.  
House bill No. 256: Recommend it do pass.  
Senate bill No. 9: Majority recommend it do not pass. Minority recommend it do pass as amended.  
House bill No. 229: Recommend it be indefinitely postponed.  
The report on House bill No. 229 was adopted.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed and referred to the committees indicated:

House bill No. 308, by Mr. McVay: An act amending sections 1117 and 1118 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to local improvements by special assessments, and declaring an emergency.

Referred to the Committee on Revenue and Taxation.

House bill No. 309, by Mr. Moldstad: An act relating to the sale of certain articles of merchandise, providing for licensing the same, prescribing a penalty for the violation thereof, and amending chapter 34 of the Session Laws of 1903.

Referred to the Committee on Commerce and Manufactures.

House bill No. 310, by Mr. Twichell: An act to provide for the purchase and distribution of "Pierce's Washington Code, 1905," to the state and county officers and justices of the peace of the state, and exchange with other states, for the benefit of the state library, and making an appropriation therefor.

Referred to the Committee on Judiciary.

House bill No. 311, by Mr. Twichell: An act to cure the title of Hamilton Stillson and others to the northeast quarter of section 10, township 25, north of range 4 east.

Referred to the Committee on State, School and Granted Lands.

House bill No. 312, by Mr. Gleason: An act to amend section 6480 of Ballinger's Annotated Codes and Statutes of Washington

(being section 2801 of Pierce's Washington Code), relating to the adoption of legal heirs.

Referred to the Committee on Judiciary.

House bill No. 313, by Mr. Van Slyke: An act granting to boards of county commissioners the power to create game reserves on certain islands within their respective counties, making it unlawful to take game from such reserves and prescribing a penalty for a violation thereof.

Referred to the Committee on Game and Game Fish.

House bill No. 314, by Mr. Levin: An act relative to paved streets in cities of the first class, and declaring an emergency.

Referred to the Committee on Municipal Corporations of the First Class.

House bill No. 315, by Mr. Moldstad: An act to amend section 807 of the Code of Washington of 1881, the same being section 7058 of volume 2 of Ballinger's Annotated Statutes and Codes of Washington, relating to assaults with deadly weapons without provocation.

Referred to the Committee on Judiciary.

House bill No. 316, by Mr. Irving: An act entitled an act to amend section 20 of chapter 67 of the Session Laws of 1890, the same being section 5293 of Pierce's Code, entitled "An act providing for the protection and propagation of food fishes in the waters of the State of Washington, regulating the catching and sale thereof, and establishing licenses, fixing penalties, repealing conflicting laws and declaring an emergency," approved March 13, 1899.

Referred to the Committee on Fisheries.

House bill No. 317, by Mr. Irving: An act to amend section 4 of an act entitled "An act for the appointment of a fish commissioner, and defining his duties, and declaring an emergency to exist," approved February 20, 1890.

Referred to the Committee on Fisheries.

House bill No. 318, by Mr. Bassett: An act to create the county of Benton, subject to the requirements of the state constitution and statutes in respect to the establishment of new counties.

Referred to the Committee on Counties and County Boundaries.

House concurrent resolution No. 7, by Mr. Bartlett: Praying the congress of the United States to provide by law for the election

of senators to the United States senate by the direct vote of the electors in each state.

Referred to the Committee on Memorials.

On motion of Mr. Kenoyer Senate bill No. 6 was recalled from the Committee on Appropriations and ordered placed on the calendar.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., February 14, 1905.

MR. SPEAKER:

The Senate has passed House bill No. 88, entitled: "An act limiting appeals from justice courts."

Also House bill No. 117, fixing the salaries of county officers in counties of the first class, with the following amendments:

In line 7, of the title of the printed bill, strike the words "of the Laws of Washington," and between the words "Pierce's" and "Code" insert the word "Washington."

In line 7, section 1 of the printed bill, strike the words "of the Laws of Washington,"

In line 6, section 1 of the printed bill, between the words "Pierce's" and "Code," insert the word "Washington."

In line 14, section 1 of the printed bill, after the words "county attorney," strike out the figures "\$2,200" and insert the figures "\$3,000" in lieu thereof.

In line 16, section 1 of the printed bill, after the word "necessary" insert the word "traveling."

In line 17, section 1 of the printed bill, strike out the figures "\$2,000" and insert the figures "\$2,200" in lieu thereof.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

### SENATE AMENDMENTS.

On motion of Mr. Clarke the House concurred in Senate amendments to House bill No. 117.

The roll was called on the bill as amended and House bill No. 117 passed as amended by the following vote: Yeas 84, nays 0, absent or not voting 10.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Blackmore, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher,

Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, and Mr. Speaker—84.

Those absent or not voting were: Messrs. Ayer, Bishop, Blaker, Crandall, Morgan, Reiter, Roth, Rudio, Strobridge, and Weir—10.

The clerk was instructed to amend the title in accordance with the Senate amendment.

### THIRD READING OF BILLS.

House bill No. 49, for the regulation, maintenance and discipline of the national guard.

The emergency clause of House bill No. 49 was passed by the following vote: Yeas 79, nays 0, absent or not voting 15.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Blackmore, Bolinger, Booth, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dohson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, and Mr. Speaker—79.

Those absent or not voting were: Messrs. Ayer, Benn, Bishop, Blaker, Bowers, Fancher, Hare, Harper, Houston, Levin, Lyons, Moldstad, Morgan, Strobridge, and Weir—15.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 90, an act for the relief of John H. Willms.



The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 85, nays 0, absent or not voting 9.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobbridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, and Mr. Speaker—85.

Those absent or not voting were: Messrs. Ayer, Blaker, Keyes, J. B. Lindsley, Lyons, Morgan, Reiter, Roth, and Weir—9.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 225, for the relief of S. P. Carusi.

On motion of Mr. Roth the rules were suspended and House bill No. 225 was returned to second reading, and the following amendment by Mr. Roth was adopted:

Section 2. That the state auditor is hereby authorized and directed to draw his warrant for said sum upon the state treasurer in favor of said S. P. Carusi, and the state treasurer is hereby authorized and directed to pay the same out of any funds in the state treasury not otherwise appropriated.

On motion of Mr. Roth the rules were suspended, the second reading was considered the third, and House bill No. 225 was placed on final passage and passed by the following vote: Yeas 84, nays 0, absent or not voting 10.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes,

Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Roberts, Roth, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, and Mr. Speaker—84.

Those absent or not voting were: Messrs. Ayer, Blaker, Booth, Clarke, Lyons, Morgan, Renick, Rudene, Stevenson, Weir—10.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 59, enlarging the public use of the water of the State so as to include the removal of timber products.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 76, nays 1, absent or not voting 17.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bishop, Blackmore, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fulton, Gleason, Griffin, Hamilton, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Levin, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, and Mr. Speaker—76.

Mr. J. B. Lindsley voted nay.

Those absent or not voting were: Messrs. Ayer, Bartlett, Blaker, Booth, Clarke, Fenton, Frostad, Hare, Harper, Henderson, Lambert, McNicol, Morgan, Poyns, Renick, Ulsh, and Weir—17.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 182, relating to the compulsory school attendance of children.

On motion of Mr. Minard the second reading of the bill was considered the third, and the bill as engrossed was placed on final passage and passed by the following vote: Yeas 71, nays 10, absent or not voting 13.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Bowers, Brown, Byerly, Clarke, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Theurer, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—71.

Those voting nay were: Messrs. Falconer, Kenoyer, Keyes, Lambert, J. B. Lindsley, Maloney, Reid, Shultz, Strobridge, and Todd—10.

Those absent or not voting were: Messrs. Ayer, Blaker, Booth, Bradley, Crane, Fenton, Hare, Levin, Long, McVay, Morgan, Twichell, and Ulsh—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Roth gave notice that tomorrow morning he would move for a reconsideration of House bill No. 182.

House bill No. 198, relating to the exercise of the power of eminent domain.

On motion of Mr. Irving the rules were suspended, and the bill was returned to second reading.

Mr. Roth moved the adoption of the following amendment:

Strike out lines 6, 7, 8, 9, 10, 11, 12, 13 and 14 of the printed bill and substitute therefor the following:

Section 16. Private property may be taken, under such terms, conditions and limitations as shall be prescribed by the Legislature, for drains, flumes and ditches for agricultural, domestic and sanitary purposes, and for flumes, ditches, canals, reservoirs or rights-of-way through, on or across the lands or waters or property of others for mining, milling, manufacturing, irrigation and lumbering purposes, or for the removal of timber or timber products, and the appropriation and use of property for such purposes are hereby declared to be public uses, even though such appropriation and use may inure to the special benefit of some private individual, firm, corporation or association: *Provided, however,* That this declaration as to public uses shall not be construed to limit the right to appropriate property for other public uses. Private property shall not be taken for private use, except for private ways of necessity.

Further hearing was continued until afternoon.

House bill No. 28, an act to provide for the payment of the premium on official bonds when given by surety companies.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 77, nays 4, absent or not voting 13.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—77.

Those voting nay were: Messrs. Griffin, Lambert, Olsen, and Shultz—4.

Those absent or not voting were: Messrs. Ayer, Blaker, Crandall, Dyke, Eidemiller, Hare, Kellogg, Levin, McCoy, Morgan, Poyns, Roth, and Theurer—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 131, an act repealing an act to provide for annexing certain territory to a neighboring county.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 64, nays 16, absent or not voting 14.

Those voting yea were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Bolinger, Booth, Brown, Byerly, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, N. E. Linsley, Lyons, McCoy, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reiter, Renick, Roberts, Rudene, Rudio,

Shultz, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Weir, and Williams—64.

Those voting nay were: Messrs. Bowers, Crandall, Fancher, Harper, Levin, J. B. Lindsley, Long, Maloney, McNicol, Reid, Scott, Sheets, Smith, Van Slyke, Weatherford, and Mr. Speaker—16.

Those absent or not voting were: Messrs. Allen, Ayer, Benn, Blaker, Bradley, Clarke, Coate, Dyke, Fenton, Kellogg, McGregor, Morgan, Poyns, and Roth,—14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 14, 1905.

MR. SPEAKER:

The Senate has passed Senate bill No. 128, entitled "An act amending the law relating to the spread of contagious diseases."

Also Senate bill No. 121, making an appropriation for the Florence Crittenton Home.

Also Senate bill No. 26, relating to labor liens, etc.

Also Senate bill No. 129, amending the law relating to bounties.

Also Senate bill No. 108, providing against adulteration of foods used for feeding live stock.

Also Senate bill No. 101, defining petit larceny and fixing the penalty therefor.

Also Senate bill No. 140, amending the law relating to river improvement districts.

Also Senate bill No. 132, relating to the presentation of claims for damages against cities and towns in this State.

Also Senate bill No. 1, regulating passenger rates on common carriers.

Also House bill No. 30, an act relating to estrays.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 14, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills to whom was referred House

bill No. 176, 82 and 225, have compared same with the original bills and find them correctly engrossed.

Respectfully submitted,

LEE VAN SLYKE, Chairman.

We concur in this report: E. A. Blackmore, Frank Allen, Frank H. Renick, K. P. Frostad.

The House took a recess at noon.

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### AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Messrs. Brown, Henderson, Blaker, and Morgan.

Messrs. Henderson, Morgan and Blaker were excused.

Mr. Vilas was called to the chair.

### THIRD READING OF BILLS.

House bill No. 73, an act in relation to the insane.

Mr. Doolittle moved to return the bill to second reading.

The motion was lost.

The bill as engrossed was read the third time and placed on final passage and failed to pass by the following vote: Yeas 34, nays 47, absent or not voting 13.

Those voting yea were: Messrs. Allen, Bassett, Blackmore, Bolinger, Bowers, Byerly, Clarke, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Dyke, Ericksen, Fancher, Frostad, Fulton, Gleason, Hoch, Houston, Hughes, Huxtable, J. B. Lindsley, N. E. Linsley, Long, McGregor, McVay, Melcher, Ratcliffe, Scott, Todd, Twichell, Vilas, and Vogtlin—34.

Those voting nay were: Messrs. Ayer, Bartlett, Benn, Bishop, Blaker, Bradley, Coate, Crandall, Dickson, Doolittle, Eidemiller, Falconer, Griffin, Hamilton, Harper, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, Lyons, Maloney, McNicol, Minard, Moldstad, Olsen, Poyns, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Sheets, Smith, Stevenson, Stilson, Strobridge, Theurer, Van Slyke, Weatherford, Weber, Weir, Williams, and Mr. Speaker—47.

Those absent or not voting were: Messrs. Booth, Brown, Fenton, Hare, Henderson, Irving, Chas. Johnson, McCoy, Miller, Morgan, Morrill, Shultz, and Ulsh—13.

House bill No. 203, relating to the incorporation of companies having for their object the building of toll logging roads.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 82, nays 0, absent or not voting 12.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Gleason, Griffin, Hamilton, Harper, Hoch, Houston, Hughes, Huxtable, Irving, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Roth, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Weir, and Williams—82.

Those absent or not voting were: Messrs. Ayer, Fulton, Hare, Henderson, Chas. Johnson, Maloney, Miller, Morgan, Reiter, Rudene, Van Slyke, and Mr. Speaker—12.

The emergency clause passed by the following vote: Yeas 82, nays 1, absent or not voting 11.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Gleason, Griffin, Hamilton, Hoch, Houston, Hughes, Huxtable, Irving, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—82.

Mr. Harper voted nay.

Those absent or not voting were: Messrs. Ayer, Eidemiller, Fulton, Hare, Henderson, Chas. Johnson, Lyons, Miller, Morgan, Reiter, and Van Slyke—11.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## SECOND READING OF BILLS.

On motion of Mr. Roth House bill No. 198 was again considered on second reading, and the amendment by Mr. Roth previously offered was adopted.

On motion of Mr. Roth the rules were suspended and the bill was advanced to third reading.

On motion of Mr. Dawes the rules were suspended, the second reading was considered the third, and House bill No. 198 was placed on final passage and passed the House by the following vote: Yeas 85, nays 1, absent or not voting 8.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley. Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Hoch, Houston, Hughes, Huxtable, Irving, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, and Williams—85.

Mr. Lyons voted nay.

Those absent or not voting were: Messrs. Crandall, Fenton, Henderson, Chas. Johnson, Morgan, Stilson, Weir, and Mr. Speaker—8.

There being no objections, the title of the bill was ordered to stand as the title of the act.



## REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 14, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills to whom was referred enrolled House bills Nos. 88 and 117 have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted,

S. W. FENTON, Chairman.

We concur in this report: William Shultz, W. H. Hughes, John A. Fancher, Frank A. Twichell.

## THIRD READING OF BILLS.

House bill No. 120, to establish a board of commissioners for the promotion of uniformity of legislation in the United States.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 80, nays 1, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Hoch, Houston, Hughes, Huxtable, Irving, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Vilas, Weatherford, Weber, Williams, and Mr. Speaker—80.

Mr. Griffin voted nay.

Those absent or not voting were: Messrs. Bartlett, Benn, Booth, Henderson, Chas. Johnson, Keyes, Levin, McNicol, Morgan, Sheets, Van Slyke, Vogtlin, and Weir—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 231, appointing county clerks guardians of the estate of insane persons.

The bill as engrossed was read the third time and placed on final

passage and passed by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Brown, Byerly, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Hoch, Houston, Hughes, Irving, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, and Williams—74.

Those absent or not voting were: Messrs. Ayer, Bartlett, Bradley, Coate, Dickson, Henderson, Huxtable, Chas. Johnson, Levin, Lyons, Maloney, McNicol, Morgan, Renick, Roth, Sheets, Todd, Van Slyke, Weir, and Mr. Speaker—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House substitute bill No. 136, an act to provide for sheriffs charging fees for serving warrants of arrest in criminal cases.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 70, nays 6, absent or not voting 18.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bishop, Bolinger, Booth, Bowers, Bradley, Brown, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Frostad, Gleason, Griffin, Hare, Hoch, Hughes, Huxtable, Irving, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Weir, and Williams—70.

Those voting nay were: Messrs. Blackmore, Blaker, Byerly, Fancher, Fulton, and Harper—6.

Those absent or not voting were: Messrs. Ayer, Bartlett, Coate,

passage and passed by the following vote: Yeas 74, nays 2, absent or not voting 18.

Those voting yea were: Messrs. Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Brown, Byerly, Clarke, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Gleason, Griffin, Hamilton, Hare, Harper, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stilson, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—74.

Those voting nay were: Messrs. Fulton and Moldstad—2.

Those absent or not voting were: Messrs. Allen, Ayer, Bradley, D. J. Davis, Dickson, Eidemiller, Henderson, Houston, Irving, McCoy, Morgan, Roth, Shultz, Stevenson, Strobridge, Theurer, Van Slyke, and Weatherford—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 86, an act to regulate the sale of intoxicating liquors.

The bill as engrossed was read the third time and placed on final passage and failed to pass by the following vote: Yeas 37, nays 36, absent or not voting 21.

Those voting yea were: Messrs. Allen, Bassett, Bowers, Byerly, Coate, Crane, Geo. L. Davis, Dawes, Doolittle, Ericksen, Falconer, Fancher, Fulton, Gleason, Harper, Houston, Hughes, Lee A. Johnson, Kenoyer, N. E. Linsley, Long, Melcher, Miller, Minard, Moldstad, Ratcliffe, Reiter, Roberts, Rudene, Scott, Smith, Stilson, Twichell, Ulsh, Vogtlin, Williams, and Mr. Speaker—37.

Those voting nay were: Messrs. Bartlett, Benn, Bishop, Blackmore, Blaker, Brown, Clarke, Crandall, Dobson, Eidemiller, Griffin, Hamilton, Hare, Hoch, Huxtable, Irving, Chas. Johnson, Keyes, Lambert, Levin, J. B. Lindsley, Lyons, McVay, Olsen, Poyns, Reid, Renick, Rudio, Sheets, Stevenson, Theurer, Todd, Van Slyke, Vilas, Weber, and Weir—36.

Those absent or not voting were: Messrs. Ayer, Bolinger, Booth,

Bradley, D. J. Davis, Dickson, Dyke, Fenton, Frostad, Henderson, Kellogg, Maloney, McCoy, McGregor, McNicol, Morgan, Morrill, Roth, Shultz, Strobridge, and Weatherford—21.

The House adjourned at 4:10 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## THIRTY-EIGHTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Wednesday, February 15, 1905. }  
10 o'clock a. m.

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Mr. Irving.

Rev. R. M. Hayes, D. D., offered prayer.

The minutes of yesterday were considered read and approved.

### PETITIONS.

Petitions as follows, urging the passage of House bill No. 125, which provides elections on the liquor question, were received and referred to the Committee on Public Morals: 526 from Spokane, 125 from Thurston county, 500 from Skagit county, 204 men and 53 women from Whitman county, 356 men and 326 women from Lewis county, 570 citizens from Chehalis county, 200 citizens from Walla Walla county, 910 men and 464 women from King county, 50 citizens from Mason county, 76 citizens from Pacific county, 15 citizens from Stevens county, 24 citizens from San Juan county.

## REPORT OF SPECIAL COMMITTEES.

OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, your special committee appointed to attend the funeral of the late Senator J. P. Sharp, report as follows:

That we proceeded to the home of the family at Ellensburg and accompanied the remains to the cemetery.

Expenses incurred by committee:

Traveling expenses of members, \$10.00 each .....	\$50.00
Flowers and carriages .....	\$25.00

We recommend that warrant be drawn in favor of G. E. Dickson in payment thereof.

G. E. Dickson, W. H. Hare, E. L. Minard, W. H. Hughes, William Blshop, Jr.

On motion of Mr. Williams the report was adopted.

The joint committee of the Senate and House to visit the state reform school recommended the purchase of 100 acres of land for the use of the institution.

The report was referred to the Committee on Reform School.

## REPORTS OF STANDING COMMITTEES.

Senate bill No. 43: Recommend it do pass.

House bill No. 289: Recommend it do pass.

House bill No. 262: Recommend it do pass.

House bill No. 272: Recommend it do pass.

Senate bill No. 48: Recommend do pass as amended.

House bill No. 277: Recommend it be referred to the committee on judiciary.

The report was adopted.

House bill No. 96: Recommend it be indefinitely postponed and House substitute bill No. 96 do pass.

House bill No. 215: Recommend it be indefinitely postponed.

House bill No. 246: Recommend it be indefinitely postponed.

House bills Nos. 215 and 246 were indefinitely postponed.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills to whom was referred House bill

No. 198 for re-engrossment have compared same with the original bill and find it correctly engrossed.

Respectfully submitted,

LEE VAN SLYKE, Chairman.

We concur in this report: Frank Allen, Frank H. Renick, K. P. Frostad, E. D. Reiter, C. E. Villas.

### FIRST READING OF SENATE BILLS.

Senate bill No. 129: An act to amend "An act to provide for the extermination of coyotes and wolves in the State of Washington and for the payment of bounties for such extermination, and making an appropriation therefor."

Referred to the Committee on Game and Game Fish.

Senate bill No. 132: An act relating to the presentation of claims for damages against cities and towns.

Referred to the Committee on Judiciary.

Senate bill No. 140: An act amending the law relating to river improvement districts and the collection of taxes therein.

Referred to the Committee on Revenue and Taxation.

Senate bill No. 1: An act regulating common carriers, fixing the maximum railroad passenger rates.

Referred to the Committee on Railroads.

Senate bill No. 26: An act relating to liens for labor performed, materials, provisions and supplies furnished.

Referred to the Committee on Labor and Labor Statistics.

Senate bill No. 101: An act amending an act relating to petit larceny.

Referred to the Committee on Judiciary.

Senate bill No. 108: An act to provide against the adulteration and sale of meal or ground grains used for feeding farm live stock.

Referred to the Committee on Agriculture.

Senate bill No. 121: An act appropriating six thousand dollars for the use and benefit of The Florence Crittenton and The White Shield Home rescue work for the State.

Referred to the Committee on Appropriations.

Senate bill No. 128: An act to amend an act for the prevention of the spread of contagious diseases:

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

## INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated:

House bill No. 319, by Mr. Coate: An act amending section 4 of an act entitled "An act to promote the fruit growing and horticultural interests of the State of Washington, to provide for the appointment of a Commissioner of Horticulture; to repeal certain laws in conflict therewith, and to provide penalties and punishment for its violation, and declaring an emergency," approved March 16th, 1903.

Referred to the Committee on Horticulture and Forestry.

House bill No. 320, by Mr. Dawes: An act to validate and ratify sales and conveyances of tide lands heretofore made by the State of Washington.

Referred to the Committee on Tide Lands.

House bill No. 321, by Mr. Moldstad: An act for the relief of James O'Loughlin for the sale of state school lands in Skagit county, Washington, during the year 1891.

Referred to the Committee on State, School and Granted Lands.

House bill No. 322, by Mr. Dawes: An act requiring inspection of cattle, sheep and hogs, except calves, lambs and pigs between the ages of four weeks and four months, slaughtered for use within cities of the first, second and third classes in the State of Washington for human consumption, with provision for carrying out such inspection, and providing penalties for its violation.

Referred to the Committee on Dairy and Live Stock.

House bill No. 323, by Mr. Keyes: An act for the protection of bicycle paths in public highways, and declaring an emergency.

Referred to the Committee on Roads and Bridges.

House bill No. 324, by Joint Committee on Printing: An act creating the office of public printer; providing for the appointment thereof and qualification of said officer; providing for the public printing and binding, fixing the compensation thereof and declaring an emergency.

Placed on the calendar for second reading.

## SECOND READING OF SENATE BILLS.

On motion of Mr. Gleason Senate bill No. 85 was continued on the calendar.

Senate bill No. 88, an act to regulate the practice of medicine and surgery.

The bill was read the second time by sections and passed to third reading.

Senate bill No. 3, prohibiting the sale of milk in which formaldehyde or other poisonous substances shall have been mixed.

On motion of Mr. Crandall the word "employees" was ordered stricken out from line two, section one, of the printed bill, being line three, section one, of the original bill.

Mr. Doolittle moved that in line three section one, after the word "milk," add the words "or any food product." The amendment was carried.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 9, 1905.

**MR. SPEAKER:**

We, your committee on judiciary, to whom was referred Senate bill No. 96, entitled "An act to amend Ballinger's Code, fixing the penalty for unlawfully assisting prisoners to escape from the state penitentiary, have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it be amended as follows, and that as so amended, it do pass.

Amend title to read as follows: "An act to amend section 28 of an act entitled 'An act to define, regulate and govern the state penitentiary and declaring an emergency,' approved March 9, 1891, being section 2757 of Ballinger's Annotated Codes and Statutes of the State of Washington, and section 6924 of Pierce's Washington Code."

In line 5 of section 1 of the engrossed bill, being line 4 of section 1 of the printed bill, immediately following the word "weapon," strike out the comma and insert in lieu thereof the word "or."

In lines 6 and 7 of section 1 of the engrossed bill, being line 5 of section 1 of the printed bill, strike out the words "or any mechanical tool or device which can be used to attempt an escape."

In line 12 of section 1 of the engrossed bill, being line 10 of section 1 of the printed bill, immediately preceding the word "wire," strike out the word "or" and substitute a comma therefor, and immediately



following the word "wire" insert the words "or mechanical tool or device which can be used to attempt an escape."

CHARLES S. GLEASON, Chairman.

We concur in this report: W. D. Scott, Geo. T. Reid, S. A. Crandall, Robert F. Booth, H. L. Strobridge, Joseph B. Lindsley.

On motion of Mr. Gleason the following amendment was carried:

Insert after the words "Ballinger's Annotated Codes and Statutes of the State of Washington," the following: "being section 6924 of Pierce's Washington Code," in the title and body of the bill.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 96 was passed to third reading.

Senate bill No. 82, to provide for the erection of screens at the head of irrigating, mill or electric light flumes.

On motion of Mr. Dickson the bill was re-referred to the Committee on Irrigation.

Senate bill No. 65, to establish a state fish hatchery in Cowlitz county and making an appropriation.

On motion of Mr. J. B. Lindsley Senate bill No. 65 was re-referred to Committee on Appropriations.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 13, 1905.

MR. SPEAKER:

We, your committee on judiciary, to whom was referred Senate bill No. 24, entitled "An act providing for the appointment and election of a judge of the superior court for the counties of Stevens and Ferry, jointly, etc., have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it be amended as follows, and that as so amended it do pass.

Amend title as follows: In line 3 of engrossed bill, being line 2 of printed bill, strike out the word "counties" and substitute therefor the word "county." In same line strike out the words "and Ferry, jointly."

Strike out everything between the word "and" at the end of line 5 in engrossed bill, being the word "and" in line 4 of printed bill, and the word "and" immediately following the word "preside" in line 11 of the engrossed bill, being in line 7 of printed bill.

In line 3 of section 1 of the engrossed bill, being line 2 of section 1 of the printed bill, strike out the word "counties" and substitute therefor the word "county."

In line 4 of section 1 of engrossed bill, being line 3 of section 1 of printed bill, strike out the words "and Ferry jointly."

Strike out everything between the word "and" at the end of line 5 in engrossed bill, being the word "and" in line 4 of printed bill, and the word "and" immediately following the word "preside" in line 11 of the engrossed bill, being in line 7 of printed bill.

In line 4 of section 1 of engrossed bill, being line 3 of section 1 of printed bill, strike out the words "and Ferry jointly."

Strike out all of section 1 following the word "Spokane."

In line 3 of section 2 of engrossed bill, being line 2 of section 2 of printed bill, strike out the word "counties" and insert in lieu thereof the word "county."

In lines 3 and 4 of section 2 of engrossed bill, being lines 2 and 3 of section 2 of printed bill, strike out the words "and Ferry jointly."

In line 3 of section 3 of engrossed bill, being line 2 of section 3 of printed bill, strike out the word "counties" and substitute therefor the word "county." In same line strike out the words "and Ferry, jointly."

Strike out section 4.

In line 3 of section 5 of engrossed bill, being line 2 of section 5 of printed bill, strike out the word "counties" and substitute therefor the word "county." In same line strike out the words "and Ferry, jointly."

In line 4 of section 6 of engrossed bill strike out the word "counties" and substitute therefor the word "county." In same line strike out the words "and Ferry, jointly."

Strike out everything in section 6 following the word "judge" in line 5 of the engrossed bill.

CHAS. S. GLEASON, Chairman.

We concur in this report: S. A. Crandall, Geo. T. Reid, H. L. Strobbridge.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 24 was passed to third reading.

On motion of Mr. Kellogg the rules were suspended, the second reading was considered the third, and Senate bill No. 24 was placed on final passage and passed the House by the following vote: Yeas 76, nays 2, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Olsen, Poyns, Ratcliffe, Reid, Renick,

following the word "wire" insert the words "or mechanical tool or device which can be used to attempt an escape."

CHARLES S. GLEASON, Chairman.

We concur in this report: W. D. Scott, Geo. T. Reid, S. A. Crandall, Robert F. Booth, H. L. Strobbridge, Joseph B. Lindsley.

On motion of Mr. Gleason the following amendment was carried:

Insert after the words "Ballinger's Annotated Codes and Statutes of the State of Washington," the following: "being section 6924 of Pierce's Washington Code," in the title and body of the bill.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 96 was passed to third reading.

Senate bill No. 82, to provide for the erection of screens at the head of irrigating, mill or electric light flumes.

On motion of Mr. Dickson the bill was re-referred to the Committee on Irrigation.

Senate bill No. 65, to establish a state fish hatchery in Cowlitz county and making an appropriation.

On motion of Mr. J. B. Lindsley Senate bill No. 65 was re-referred to Committee on Appropriations.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 13, 1905.

MR. SPEAKER:

We, your committee on judiciary, to whom was referred Senate bill No. 24, entitled "An act providing for the appointment and election of a judge of the superior court for the counties of Stevens and Ferry, jointly, etc., have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it be amended as follows, and that as so amended it do pass.

Amend title as follows: In line 3 of engrossed bill, being line 2 of printed bill, strike out the word "counties" and substitute therefor the word "county." In same line strike out the words "and Ferry, jointly."

Strike out everything between the word "and" at the end of line 5 in engrossed bill, being the word "and" in line 4 of printed bill, and the word "and" immediately following the word "preside" in line 11 of the engrossed bill, being in line 7 of printed bill.

In line 3 of section 1 of the engrossed bill, being line 2 of section 1 of the printed bill, strike out the word "counties" and substitute therefor the word "county."

In line 4 of section 1 of engrossed bill, being line 3 of section 1 of printed bill, strike out the words "and Ferry jointly."

Strike out everything between the word "and" at the end of line 5 in engrossed bill, being the word "and" in line 4 of printed bill, and the word "and" immediately following the word "preside" in line 11 of the engrossed bill, being in line 7 of printed bill.

In line 4 of section 1 of engrossed bill, being line 3 of section 1 of printed bill, strike out the words "and Ferry jointly."

Strike out all of section 1 following the word "Spokane."

In line 3 of section 2 of engrossed bill, being line 2 of section 2 of printed bill, strike out the word "counties" and insert in lieu thereof the word "county."

In lines 3 and 4 of section 2 of engrossed bill, being lines 2 and 3 of section 2 of printed bill, strike out the words "and Ferry jointly."

In line 3 of section 3 of engrossed bill, being line 2 of section 3 of printed bill, strike out the word "counties" and substitute therefor the word "county." In same line strike out the words "and Ferry, jointly."

Strike out section 4.

In line 3 of section 5 of engrossed bill, being line 2 of section 5 of printed bill, strike out the word "counties" and substitute therefor the word "county." In same line strike out the words "and Ferry, jointly."

In line 4 of section 6 of engrossed bill strike out the word "counties" and substitute therefor the word "county." In same line strike out the words "and Ferry, jointly."

Strike out everything in section 6 following the word "judge" in line 5 of the engrossed bill.

CHAS. S. GLEASON, Chairman.

We concur in this report: S. A. Crandall, Geo. T. Reid, H. L. Strobbridge.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 24 was passed to third reading.

On motion of Mr. Kellogg the rules were suspended, the second reading was considered the third, and Senate bill No. 24 was placed on final passage and passed the House by the following vote: Yeas 76, nays 2, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Olsen, Poyns, Ratcliffe, Reid, Renick,

Roberts, Rudene, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—76.

Those voting nay were: Messrs. Harper and Weatherford—2.

Those absent or not voting were: Messrs. Benn, Brown, Clerke, Dickson, Ericksen, Gleason, Lyons, Minard, Moldstad, Morgan, Morrill, Reiter, Roth, Rudio, Scott, and Weir—16.

The emergency clause passed by the following vote: Yeas 68, nays 2, absent or not voting 24.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Byerly, Coate, Crandall, Crane, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Falconer, Fancher, Fenton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McNicol, McVay, Melcher, Miller, Minard, Olsen, Poyns, Ratcliffe, Reid, Roberts, Rudene, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—68.

Those voting nay were: Messrs. Harper and Weatherford—2.

Those absent or not voting were: Messrs. Benn, Brown, Clarke, D. J. Davis, Geo. L. Davis, Dickson, Ericksen, Frostad, Fulton, Houston, Huxtable, Irving, Keyes, Lambert, Lyons, McGregor, Moldstad, Morgan, Morrill, Reiter, Renick, Roth, Rudio, and Weir—24.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No 24 was ordered immediately transmitted to the Senate.

On motion of Mr. Gleason Senate bill No. 85 was again considered.

On motion of Mr. Gleason the bill was amended by striking out sections 2 and 3, and making section 4 section 2.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 85 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 13, 1905.

MR. SPEAKER:

We, the majority of your committee on judiciary, to whom was referred Senate bill No. 9, entitled "An act making the drawing, or uttering, of a bank check or draft for the payment of money, without funds or credit to meet the same, a felony, have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it do not pass.

We concur in this report: S. A. Crandall, George T. Reid, H. L. Strobridge.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 13, 1905.

MR. SPEAKER:

We, the minority of your committee on judiciary, to whom was referred Senate bill No. 9, entitled "An act making the drawing, or uttering, of a bank check or draft for the payment of money, without funds or credit to meet the same, a felony, have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it be amended as follows, and that as so amended it do pass.

In line 1 of section 1 of the engrossed bill, being same line in printed bill, immediately following the word "shall" insert the words "with intent to defraud."

CHAS. S. GLEASON, Chairman.

We concur in this report: Elmer E. Todd.

The bill was read by sections, the amendment recommended by the minority of the committee was adopted, and Senate bill No. 9 was passed to third reading.

Senate bill No. 6, an act creating two certain funds in the state treasury.

The bill was read the second time by sections and passed to third reading.

The speaker in open session signed House bill No. 88 and House bill No. 117.

THIRD READING OF BILLS.

Senate bill No. 86, relating to the employment of special attorneys and counsel by county commissioners.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 68, nays 0, absent or not voting 26.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blaker, Bolinger, Bowers, Bradley, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hare, Henderson, Hoch, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, N. E. Linsley, Long, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Williams, and Mr. Speaker—68.

Those absent or not voting were: Messrs. Benn, Blackmore, Booth, Brown, Clarke, D. J. Davis, Dawes, Fenton, Hamilton, Harper, Houston, Hughes, Irving, Kellogg, Levin, J. B. Lindsley, Lyons, McNicol, Moldstad, Mogan, Poyns, Reiter, Rudio, Strobridge, Van Slyke, and Weir—26.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 84, providing for suspension and withholding of sentence of persons under the age of twenty-one years.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Henderson, Hoch, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Rudene, Scott, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—70.

Those absent or not voting were: Messrs. Benn, Booth, Clarke, D. J. Davis, Fenton, Hamilton, Hare, Harper, Houston, Hughes, Irving, Levin, Lyons, Maloney, McCoy, Morgan, Poyns, Reiter, Roth, Rudio, Sheets, Shultz, Strobridge, and Van Slyke—24.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 19, an act providing for the selection of jurors.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 71, nays 8, absent or not voting 15.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bolinger, Bowers, Brown, Clarke, Coate, Crane, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudio, Scott, Smith, Stevenson, Stilson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—71.

Those voting nay were: Messrs. Blackmore, Blaker, Bradley, Byerly, Crandall, Moldstad, Roth, and Rudene—8.

Those absent or not voting were: Messrs. Bishop, Booth, D. J. Davis, Dickson, Hare, Harper, Houston, Irving, Lyons, McCoy, Sheets, Shultz, Strobridge, Theurer, and Ulsh—15.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 36, authorizing and empowering any corporation to acquire stock of another corporation.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 69, nays 11, absent or not voting 14.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Gleason, Griffin, Hamilton, Harper, Henderson, Chas. Johnson, Kellogg, Lambert, J. B. Lindsley, N. E. Linsley, McNicol, McVay, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Shultz, Stevenson, Stilson, Theurer,



Todd, Twichell, Ulsh, Van Slyke, Vilas, Weatherford, Weber, Weir, Williams, and Mr. Speaker—69.

Those voting nay were: Messrs. Bowers, Fancher, Fulton, Hoch, Hughes, Huxtable, Keyes, Long, Melcher, Ratcliffe, and Scott—11.

Those absent or not voting were: Messrs. Hare, Houston, Irving, Lee A. Johnson, Kenoyer, Levin, Lyons, Maloney, McCoy, McGregor, Sheets, Smith, Strobridge, and Vogtlin—14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 50, defining certain misdemeanors and providing the punishment.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 75, nays 0, absent or not voting 19.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—75.

Those absent or not voting were: Messrs. Ayer, Booth, Crandall, Geo. L. Davis, Hare, Henderson, Houston, Irving, Keyes, Levin, Lyons, Maloney, McNicol, Morrill, Reiter, Roth, Sheets, Strobridge, and Van Slyke—19.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 31, providing for the introduction of testimony given in a former trial.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 80, nays 0, absent or not voting 14.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett,

Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. I. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—80.

Those absent or not voting were: Messrs. Booth, Clarke, Crandall, Dyke, Irving, Lyons, Maloney, McNicol, Morrill, Poyns, Sheets, Strobridge, Theurer, and Van Slyke—14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., February 14, 1905.

### TO THE HOUSE OF REPRESENTATIVES:

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 26: An act for the relief of Garfield county.

House bill No. 47: An act for the relief of Joseph Canutt.

House bill No. 81: An act empowering boards of county commissioners to make exhibits of the products of their respective counties at the Lewis and Clark Centennial and American Pacific Exposition and Oriental Fair, 1905, at Portland, Oregon, and to appropriate money from the county current expense fund to meet the expense of such exhibits, and declaring an emergency.

House bill No. 93: An act appropriating funds for the relief of Dora W. Cryderman, Rose Morgan, Emma Tuttle, Mrs. G. H. Funk, Mrs. H. G. Blackmore, C. Will Shafer and Etta Arland.

House Bill No. 48: An act to amend section 5173 of Ballinger's Annotated Codes and Statutes of Washington, the same being section 1110 of Pierce's Washington Codes, relating to costs in civil actions.

A. N. BROWN, Private Secretary.

The House took a recess until 2 p. m.

## AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present.

## MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,

OLYMPIA, WASH., February 15, 1905.

TO THE HOUSE OF REPRESENTATIVES:

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 2: An act to provide for the apprehension, trial, treatment and control of delinquent children under the age of seventeen years.

House bill No. 20: An act to amend sections one (1), two (2) and seven (7) of an act entitled "An act to provide for the committing of juvenile offenders to the state reform school at Chehalis," approved March 7, 1891, the same being sections 8524, 8525 and 8530 of Pierce's Washington Code.

A. N. BROWN, Private Secretary.

## THIRD READING OF BILLS.

House bill No. 124, in relation to savings banks, savings and loan societies.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 82, nays 0, absent or not voting 12.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsey, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh,

Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—52.

Those absent or not voting were: Messrs. Blaker, Coate, Harper, Chas. Johnson, Lee A. Johnson, Kellogg, Lyons, Morrill, Poyns, Shultz, Strobridge, and Weatherford—12.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 16, relating to banking and regulating foreign banks.

On motion of Mr. Dawes the rules were suspended and House bill No. 16 was returned to second reading for purpose of amendment.

The following amendment by Mr. Reid was adopted:

Amend section 1 by inserting between the figures "1905" and the word "from" in line 6 of the printed bill, being line 8 of the engrossed bill, the following "or its successors or assigns, becoming such prior to the date upon which this act takes effect."

On motion of Mr. Dawes the rules were suspended, the second reading was considered the third, and House bill No. 16 was placed on final passage and passed the House by the following vote: Yeas 86, nays 0, absent or not voting 8.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—86.

Those absent or not voting were: Messrs. Blaker, Booth, Hamilton, Lee A. Johnson, Kellogg, Lyons, Poyns, and Weatherford—8.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Dawes moved that the rules be suspended and that all House bills passed on third reading this afternoon be transmitted immediately to the Senate, unless notice is given of reconsideration.

The motion prevailed.

House bill No. 113, authorizing companies owning cemeteries to accept trust funds.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 81, nays 0, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Benn, Blackmore, Blaker, Bolinger, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—81.

Those absent or not voting were: Messrs. Bartlett, Bassett, Bishop, Booth, Bowers, Dobson, Harper, Kellogg, Keyes, Levin, Lyons, Poyns, and Weatherford—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Roth the vote by which House bill No. 182 was passed was reconsidered.

On motion of Mr. Roth the rules were suspended and House bill No. 182 was placed on second reading for amendment.

The following amendment by Mr. Roth was adopted:

Amend section 1 by striking out the words "an approved" in line 4 of the printed bill and insert in lieu thereof the word "a."

The following amendment by Mr. Falconer was lost:

Amend section 2, line 1, by striking the word "fifteen" and inserting the word "twelve."

On motion of Mr. Dawes the rules were suspended, the second

reading was considered the third, and House bill No. 182 was placed on final passage and passed the House by the following vote: Yeas 74, nays 11, absent or not voting 9.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fenton, Frostad, Fulton, Gleason, Hamilton, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudio, Scott, Sheets, Smith, Stevenson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—74.

Those voting nay were: Messrs. Crane, Falconer, Fancher, Hare, Kenoyer, Keyes, Lambert, Maloney, Shultz, Stilson, and Strobridge—11.

Those absent or voting nay were: Messrs. Clarke, Dyke, Griffin, Harper, Irving, Kellogg, Lyons, Rudene, Weatherford—9.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 147, to provide for the assessment and collection of taxes.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Coate, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fenton, Frostad, Fulton, Gleason, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Rudene, Scott, Sheets, Smith, Stilson, Strobridge, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—70.

Those absent or not voting were: Messrs. Booth, Brown,

dall, Dyke, Griffin, Hamilton, Hare, Huxtable, Irving, Levin, J. B. Lindsley, Lyons, Poyns, Roberts, Roth, Stilson, Van Slyke, Vogtlin, and Weatherford—19.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 185, providing for the rate of interest to be paid on certain bonds of Island county.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 69, nays 2, absent or not voting 23.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Bowers, Bradley, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, N. E. Linsley, Long, Maloney, McCoy, McNicol, McVay, Melcner, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Scott, Sheets, Shultz, Smith, Strobbridge, Theurer, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—69.

Those voting nay were: Messrs. Roth and Stilson—2.

Those absent or not voting were: Messrs. Blaker, Booth, Brown, Clarke, Crandall, Dawes, Dickson, Falconer, Griffin, Hare, Harper, Irving, Keyes, J. B. Lindsley, Lyons, McGregor, Roberts, Rudene, Rudio, Stevenson, Van Slyke, Weatherford, Weir—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 146, providing for the assessment and collection of taxes of cities of the first class.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blaker, Bolinger, Booth, Bowers, Bradley, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Doolittle, Dyke, Ericksen, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, Long,

Maloney, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Theurer, Todd, Twichell, Ulsh, Vilas, Weber, Williams, and Mr. Speaker—70.

Those absent or not voting were: Messrs. Ayer, Blackmore, Brown, Clarke, Crandall, Dickson, Dobson, Eidemiller, Falconer, Fenton, Hare, Harper, Irving, Keyes, N. E. Linsley, Lyons, McCoy, Reiter, Stevenson, Strobbridge, Van Slyke, Vogtlin, Weatherford, and Weir—24.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 158: To provide for the assessment and collection of taxes in municipal corporations of the third and fourth classes.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote; yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Ericksen, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Vilas, Weber, Williams, and Mr. Speaker—69.

Those absent or not voting were: Messrs. Ayer, Booth, Brown, Clarke, Crandall, Dickson, Eidemiller, Falconer, Fenton, Hare, Irving, Keyes, Lyons, Maloney, McNicol, Poyns, Reiter, Roth, Stevenson, Strobbridge, Theurer, Van Slyke, Vogtlin, Weatherford, and Weir—25.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House substitute bill No. 197, in relation to garnishment in justices' courts.

The bill as engrossed was read the third time and placed on final



passage and passed by the following vote: Yeas 68, nays 0, absent or not voting 26.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobridge, Todd, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—68.

Those absent or not voting were: Messrs. Ayer, Booth, Bradley, Brown, Clarke, Crandall, Dickson, Falconer, Irving, Kellogg, Kenoyer, Keyes, Lyons, Maloney, McCoy, McGregor, McNicol, Poyns, Reiter, Roth, Stevenson, Theurer, Twichell, Van Slyke, Weatherford, and Weir—26.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 223, an act for the relief of L. O. Meigs of Yakima county.

On motion of Mr. Lee A. Johnson House bill No. 223 was returned to second reading for amendment.

On motion of Mr. Lee A. Johnson House bill No. 223 was amended by adding to the bill the following:

"Section 2. That the state auditor is hereby authorized and directed to draw his warrant for said sum, upon the state treasurer in favor of the said L. O. Meigs, and the state treasurer is hereby authorized and directed to pay the same out of any funds in the state treasury not otherwise appropriated."

On motion of Mr. Reid the rules were suspended, the second reading was considered the third, and House bill No. 223 was placed on final passage and passed by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Brown, Byerly, Coate, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fancher, Fenton,

Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobbridge, Todd, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—74.

Those absent or not voting were: Messrs. Bradley, Clarke, Crandall, D. J. Davis, Falconer, Houston, Irving, Lyons, Maloney, McCoy, McNicol, Poyns, Reiter, Roth, Stevenson, Theurer, Twichell, Weatherford, and Weir—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 110, providing for a closed season for trout fishing in the lakes and streams of Chelan county.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 67, nays 0, absent or not voting 27.

Those voting yea were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Griffin, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, Long, Maloney, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Strobbridge, Todd, Twichell, Ulsh, Van Slyke, Vogtlin, Weber, Williams, and Mr. Speaker—67.

Those absent or not voting were: Messrs. Allen, Ayer, Benn, Booth, Bradley, Clerke, Crandall, Dyke, Falconer, Gleason, Hamilton, Hare, Irving, Kellogg, N. E. Linsley, Lyons, McCoy, McGregor, Poyns, Reiter, Roth, Stevenson, Stilson, Theurer, Vilas, Weatherford, and Weir—27.

The emergency clause failed to pass by the following vote: Yeas 61, nays 5 absent or not voting 28.

Those voting yea were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Brown, Byerly, Coate, Crane,

D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fenton, Frostad, Fulton, Griffin, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Keyes, Lambert, Long, Maloney, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Renick, Rudene, Rudio, Scott, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Vogtlin, Weber, Williams, and Mr. Speaker—61.

Those voting nay were: Messrs. Kenoyer, Levin, Reid, Roberts, and Sheets—5.

Those absent or not voting were: Messrs. Allen, Ayer, Benn, Booth, Bradley, Clarke, Crandall, Dawes, Dyke, Falconer, Fancher, Gleason, Hamilton, Irving, Kellogg, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, Poyns, Reiter, Roth, Stevenson, Theurer, Van Slyke, Vilas, Weatherford, and Weir—28.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The clerk was instructed to strike the emergency clause from the title and from the body of the bill.

Mr. Kenoyer gave notice that he would ask for a reconsideration of the vote on the emergency clause on House bill No. 110.

House bill No. 82, an act to change the name of the "Washington Agricultural Experiment Station and School of Science" to the "State College of Washington."

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 66, nays 2, absent or not voting 26.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fenton, Frostad, Fulton, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Reid, Roberts, Rudene, Rudio, Scott, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Weber, Williams, and Mr. Speaker—66.

Those voting nay were: Messrs. Crandall and Hare—2.

Those absent or not voting were: Messrs. Benn, Booth, Bradley, Brown, Clarke, Falconer, Fancher, Gleason, Griffin, N. E. Linsley, Lyons, Maloney, Poyns, Ratcliffe, Reiter, Renick, Roth, Sheets, Shultz, Stevenson, Theurer, Van Slyke, Vilas, Vogtlin, Weatherford, and Weir—26.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 176, an act to regulate the widths of tires of wagons.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 56, nays 11, absent or not voting 27.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fancher, Fenton, Fulton, Gleason, Harper, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, J. B. Lindsley, McCoy, McGregor, McVay, Melcher, Miller, Minard, Morrill, Olsen, Ratcliffe, Renick, Roberts, Scott, Stilson, Theurer, Todd, Twichell, Vilas, Weber, Williams, and Mr. Speaker—56.

Those voting nay were: Messrs. Byerly, Crandall, Griffin, Hamilton, Hare, Henderson, Keyes, Levin, McNicol, Reid, and Smith—11.

Those absent or not voting were: Messrs. Booth, Brown, Clerke, Falconer, Frostad, Irving, Kellogg, N. E. Linsley, Long, Lyons, Maloney, Moldstad, Morgan, Poyns, Reiter, Roth, Rudene, Rudio, Sheets, Shultz, Stevenson, Strobridge, Ulsh, Van Slyke, Vogtlin, Weatherford, and Weir—27.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 15, 1905.

### MR. SPEAKER:

The president has signed House bill No. 117, entitled "An act fixing the salaries of county commissioners in counties of the first class.

Also House bill No. 88, amending the law relating to appeals from justice courts.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills to whom was referred House bill No. 16 have compared same with the original bill and find it correctly engrossed.

Respectfully submitted.

FRANK H. RENICK, Chairman.

We concur in this report: E. A. Blackmore, E. D. Reiter, Frank Allen, C. E. Vilas.

## INTRODUCTION OF BILLS.

The following bill was introduced, read first time by title, ordered printed and referred to the Committee on Judiciary:

House bill No. 325, by Mr. Strobbridge: An act to amend sections 13 and 15 of an act entitled "An act relating to the taxation of inheritances and providing for disposition of same," approved March 6, 1901.

The House adjourned at 4:30 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

## THIRTY-NINTH DAY.

### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Thursday, February 16, 1905. }  
10 o'clock a. m.

The speaker called the House to order at 10 o'clock.

Roll call showed all members present excepting Mr. Weatherford who was excused.

Prayer was offered by Rev. A. G. Sawin.

The minutes of yesterday were read and approved.

### COMMUNICATIONS.

A protest from Deer Harbor, Wash., against House bill No. 263 was read and referred to the Committee on Fisheries.

A petition from the Cascade Lumber Co., of North Yakima, favoring the passage of House bills Nos. 59 and 129, and Senate bills 32, 59, 87, 93, 97 and 106 and protesting against House bills Nos. 39 and 98, was read and referred to the Committee on Commerce and Manufactures.

### REPORTS OF STANDING COMMITTEES.

House bill No. 199: Recommend it do pass as amended.

House bill No. 224: Recommend it do pass as amended and the amended bill be reprinted.

The report was adopted.

House bill No. 192: Recommend it do pass as amended.

House bill No. 161: Recommend it do pass as amended.

House bill No. 237: Recommend it do pass as amended.

House bill No. 198: Recommend it do pass as amended.

House bill No. 297: Recommend it do pass as amended.

House bill No. 228: Recommend it do pass as amended.

House bill No. 141: Recommend it do pass as amended.

House bill No. 132: Recommend it do pass as amended.

House bill No. 290: Recommend it do pass as amended.

House bill No. 312: Recommend it do pass as amended.

House bill No. 40: Recommend it do pass.

House bill No. 288: Recommend it do pass.

House bill No. 261: Recommend it do pass.

Senate bill No. 45: Recommend it do pass.

House bill No. 35: Recommend it do pass.

House bill No. 244: Recommend it do pass.

House bill No. 260: Recommend it do pass.

Senate bill No. 124: Majority report recommends it do pass with the recommendation that its consideration be made a special order for Friday, February 17, at 10:30 a. m. Minority report recommends it be indefinitely postponed.

Mr. Reid moved that Senate bill No. 124 be made a special order for Friday at 10:30 a. m. The motion was carried.

House bill No. 293: Recommend it be referred to the Committee on Revenue and Taxation.

The report was adopted.

House bill No. 275: Recommend it be referred to the Committee on Education.

The report was adopted.

House bill No. 311: Recommend it be referred to the Committee on Judiciary.

The report was adopted.

House bill No. 64: Recommend it be indefinitely postponed and that House substitute bill No. 64 be substituted and printed and do pass.

The report was adopted.

House bill No. 46: Recommend it be indefinitely postponed and that House substitute bill No. 46 be substituted therefor and do pass.

The report was adopted.

House bill No. 284: Recommend it be indefinitely postponed.

On motion of Mr. N. E. Linsley House bill No. 284 was placed on calendar for second reading.

House bill No. 253: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 286: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 315: Recommend it be indefinitely postponed.

The report was adopted.

Senate bill No. 20: Recommend it do pass as amended.

House memorial No. 1: Recommend it be approved.

On motion of Mr. Minard the rules were suspended, the second reading was considered the third and House memorial No. 1 was placed on final passage and passed the House by the following vote: Yeas 77, nays 3, absent or not voting 14.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, J. B. Lindsley, N. E. Linsley, Long, Maloney, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—77.

Those voting nay were: Messrs. Keyes, Lambert, and McCoy—3.

Those absent or not voting were: Messrs. Booth, Bradley, Dickson, Fenton, Houston, Levin, Lyons, Reiter, Roth, Rudio, Strobridge, Theurer, Todd, and Weatherford—14.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed and referred to the committees indicated:

House bill No. 326, by Mr. Hoch: An act for the relief of J. F. Herrick, Spokane county, State of Washington, and making an appropriation therefor.

Referred to the Committee on Claims and Auditing.

House bill No. 327, by Mr. Coate: An act to amend section 1 of an act entitled "An act providing for the levy, collection and manner of payment of road, bridge, poll and property taxes, and the manner of the expenditure thereof, and providing for the division of counties into road districts, and the appointment of



supervisors thereof, and repealing all acts and parts of acts in conflict herewith," approved March 16, 1903, being chapter 119 of the Session Laws of 1903; and declaring an emergency.

Referred to the Committee on Revenue and Taxation.

On motion of Mr. Kenoyer the House reconsidered the vote on the emergency clause of House bill No. 110.

The emergency clause was passed by the following vote: Yeas 70, nays 4, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Hamilton, Hare, Harper, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Kenoyer, Keyes, Lambert, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Renick, Rudene, Scott, Shultz, Smith, Stevenson, Stilson, Strobridge, Theurer, Twichell, Ulsh, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—70.

Those voting nay were: Messrs. J. B. Lindsley, Reid, Roberts, and Sheets—4.

Those absent or not voting were: Messrs. Bowers, Bradley, Crandall, Dawes, Dickson, Dyke, Gleason, Griffin, Henderson, Houston, Lee A. Johnson, Kellogg, Levin, Reiter, Roth, Rudio, Todd, Van Slyke, Vilas, and Weatherford—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 16, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bills Nos. 223 and 110, have compared same with the original bills and find them correctly engrossed.

Respectfully submitted,

LEE VAN SLYKE, Chairman.

We concur in this report: Frank Allen, E. A. Blackmore, Frank H. Renick, K. P. Frostad.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

The senate has concurred in house amendments to Senate bill No. 24, entitled "An act creating an additional superior court judge for Stevens county," etc.

The senate has indefinitely postponed House bill No. 83, relating to disposition of agricultural college lands, etc.

Also House bill No. 103, relieving cities and towns from liability for damages in certain cases.

J. W. LYSONS, Secretary of the Senate.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

We, your Committee on Privileges and Elections, to whom was referred House bill No. 72, entitled "An act to amend an act to provide for and regulate the registration of voters in cities and towns, and in precincts having a voting population of two hundred and fifty or more," have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it do pass when amended as follows:

Amend the title by adding thereto the words "and declaring an emergency."

In section 2, line 13 of the printed bill, line 18 of the original bill, insert between the words "each" and "year," the words "even numbered."

Add a new section to read as follows: Section 6. An emergency is hereby declared to exist, and this act shall take effect immediately.

H. L. STROBRIDGE, Chairman.

We concur in this report: Elmer E. Todd, George T. Reid, D. Hoch.

Mr. Twichell offered the following amendments in place of the committee amendments:

Strike out the committee amendment to line 13, section 2, printed bill, also strike out the words "prior to March 1 of each year," in same line of bill and insert in place thereof, at the beginning of line 13 in section 2 the following:

"At a time to be designated by notice at least 30 days prior to any general or municipal election, and the registration books in the several precincts shall be kept open."

Add to said section 2: "Provided, however; that said precinct reg-

istration shall not be held in any city or the precincts thereof more than once in any one calendar year.

The amendments by Mr. Twichell were adopted.

On motion of Mr. Twichell the rules were suspended, the second reading was considered the third, and House bill No. 72 was placed on final passage and passed the House by the following vote: Yeas 79, nays 0, absent or not voting 15.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bradley, Brown, Byerly, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stilson, Strobridge, Theurer, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—79.

Those absent or not voting were: Messrs. Blaker, Bowers, Coate, Dickson, Fenton, Hare, Henderson, Maloney, Reiter, Renick, Roth, Shultz, Stevenson, Tood, and Weatherford—15.

The emergency clause passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stilson, Strobridge, Theurer, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—78.

Those absent or not voting were: Messrs. Bowers, Coate, Dickson, Fenton, Hare, Harper, Henderson, Huxtable, Maloney, Morgan, Reiter, Roth, Shultz, Stevenson, Todd, and Weatherford—16.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 72 was ordered transmitted immediately to the Senate.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, a majority of your Committee on Labor and Labor Statistics, to whom was referred House bill No. 39, entitled "An act requiring corporations, etc., engaged in mining or manufacturing in this state to pay their employes semi-monthly, etc., have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it be indefinitely postponed.

We concur in this report: William Bishop, Jr., Oliver Byerly, G. C. Kenoyer, Andrew Olsen, David McVay, E. L. Minard, George H. Vogtlin, D. J. Davis, George McCoy, C. E. Houston, George H. Miller.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, a minority of your Committee on Labor and Labor Statistics, to whom was referred House bill No. 39, entitled "An act requiring corporations, etc., engaged in mining or manufacturing in this state to pay their employes semi-monthly, etc., have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it be amended and when so amended it do pass.

Section 1, line 7, printed bill being line 8 original bill, after the word "states" strike out, "and any contract to the contrary shall be void," and insert "or by order or check redeemable in cash on presentment at the bank, store, commissary or other place of business of the employer, in the county of the employment, at face value without discount."

N. B. McNICOL, Chairman.

We concur in this report: Thomas Dobson, Jesse Huxtable, S. A. Crandall.

On motion of Mr. Lyons the minority report was adopted.

On motion of Mr. Theurer the following amendment was adopted as a substitute for the committee amendment:

After the word "insert," in section 1 line 7 of the printed bill, insert the following: "or by order or check redeemable in cash on presentation at the bank, store, commissary or other place of business of the employer in the State of the employment at face value."

The bill was read by sections, and House bill No. 39 was passed to third reading.

istration shall not be held in any city or the precincts thereof more than once in any one calendar year.

The amendments by Mr. Twichell were adopted.

On motion of Mr. Twichell the rules were suspended, the second reading was considered the third, and House bill No. 72 was placed on final passage and passed the House by the following vote: Yeas 79, nays 0, absent or not voting 15.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bradley, Brown, Byerly, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stilson, Strobridge, Theurer, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—79.

Those absent or not voting were: Messrs. Blaker, Bowers, Coate, Dickson, Fenton, Hare, Henderson, Maloney, Reiter, Renick, Roth, Shultz, Stevenson, Tood, and Weatherford—15.

The emergency clause passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stilson, Strobridge, Theurer, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—78.

Those absent or not voting were: Messrs. Bowers, Coate, Dickson, Fenton, Hare, Harper, Henderson, Huxtable, Maloney, Morgan, Reiter, Roth, Shultz, Stevenson, Todd, and Weatherford—16.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 72 was ordered transmitted immediately to the Senate.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, a majority of your Committee on Labor and Labor Statistics, to whom was referred House bill No. 39, entitled "An act requiring corporations, etc., engaged in mining or manufacturing in this state to pay their employes semi-monthly, etc., have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it be indefinitely postponed.

We concur in this report: William Bishop, Jr., Oliver Byerly, G. C. Kenoyer, Andrew Olsen, David McVay, E. L. Minard, George H. Vogtlin, D. J. Davis, George McCoy, C. E. Houston, George H. Miller.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, a minority of your Committee on Labor and Labor Statistics, to whom was referred House bill No. 39, entitled "An act requiring corporations, etc., engaged in mining or manufacturing in this state to pay their employes semi-monthly, etc., have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it be amended and when so amended it do pass.

Section 1, line 7, printed bill being line 8 original bill, after the word "states" strike out, "and any contract to the contrary shall be void," and insert "or by order or check redeemable in cash on presentment at the bank, store, commissary or other place of business of the employer, in the county of the employment, at face value without discount."

N. B. McNICOL, Chairman.

We concur in this report: Thomas Dobson, Jesse Huxtable, S. A. Crandall.

On motion of Mr. Lyons the minority report was adopted.

On motion of Mr. Theurer the following amendment was adopted as a substitute for the committee amendment:

After the word "insert," in section 1 line 7 of the printed bill, insert the following: "or by order or check redeemable in cash on presentation at the bank, store, commissary or other place of business of the employer in the State of the employment at face value."

The bill was read by sections, and House bill No. 39 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, a majority of your Committee on Labor and Labor Statistics, to whom was referred House bill No. 98, entitled "An act defining who may be construed to be fellow servants," have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it be indefinitely postponed.

We concur in this report: William Bishop Jr., Oliver Byerly, G. C. Kenoyer, David McVay, E. L. Minard, Geo. H. Vogtlin, D. J. Davis, George H. Miller, Geo. McCoy.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, a minority of your Committee on Labor and Labor Statistics, to whom was referred House bill No. 98, entitled "An act defining who may be construed to be fellow servants," have had the same under consideration, and we respectfully report the same back to the house, with the recommendation that it do pass.

N. B. McNICOL, Chairman.

We concur in this report: Andrew Olsen, Thomas Dobson, J. Huxtable, C. E. Houston, S. A. Crandall.

Mr. McNicol moved the adoption of the minority report.

Mr. Roth moved as an amendment that the majority report be adopted.

The majority report was adopted and House bill No. 98 was indefinitely postponed.

Mr. Crane moved to reconsider the vote by which the majority report was adopted.

Mr. Roth moved to lay upon the table the motion to reconsider.

The motion to lay on the table was carried and the report was laid on the table.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, a majority of your Committee on Labor and Labor Statistics, to whom was referred House bill No. 151, entitled "An act creating a board of examiners for engineers of stationery engines and boilers, etc., have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it be indefinitely postponed.

We concur in this report: William Bishop, Jr., Oliver Byerly, David McVay, E. L. Minard, S. A. Crandall, George A. Vogtlin, D. J. Davis, George H. Miller, Geo. McCoy.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 7, 1905.

MR. SPEAKER:

We, a minority of your Committee on Labor and Labor Statistics, to whom was referred House bill No. 151, entitled "An act creating a board of examiners for engineers of stationery engines and boilers, etc., have had the same under consideration, and we respectfully report the same back to the house, with the recommendation that it do pass.

N. B. McNICOL, Chairman.

We concur in this report: Andrew Olsen, Thomas Dobson, C. E. Houston.

Mr. McCoy moved that the majority report be adopted.

The motion was carried and the bill was indefinitely postponed.

The speaker in open session signed House bill No. 30.

House bill No. 118, an act relating to drugs and medicines.

Mr. Roth moved to amend by striking out the proviso clause in section 5, beginning with line 18 of the printed bill and ending with line 25 of the printed bill.

Mr. Reiter moved that the bill be indefinitely postponed.

The motion was carried and House bill No. 118 was indefinitely postponed.

House bill No. 294 was ordered transferred from the Committee on Commerce and Manufactures to the Committee on Judiciary.

Mr. Kellogg moved to reconsider the vote by which House bill No. 118 was laid on the table.

The motion was lost.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills to whom was referred enrolled House bill No. 30, have compared same with the engrossed bill and find it correctly enrolled.

Respectfully submitted.

S. W. FENTON, Chairman.

We concur in this report: John A. Fancher, W. H. Hughes, Frank A. Twitchell, William Shultz, J. C. Poyns.

The House took a recess until 2 p. m.



## AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Mr. Weatherford, who was excused.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 16, 1905.

MR. SPEAKER:

The president has signed Senate bill No. 24, entitled "An act providing for the appointment and election of a superior court judge for Stevens county," etc.,

Also House bill No. 30, entitled "An act relating to estrays, etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker signed Senate bill No. 24 in open session.

## SECOND READING OF BILLS.

House bill No. 157, relating to the sale and manufacture of dairy products.

The bill was read the second time by sections and passed to third reading.

House bill No. 55, an act to create a state fish hatchery on the Little Spokane river in Spokane county.

The bill was read the second time by sections and passed to third reading.

On motion of Mr. J. B. Lindsley the rules were suspended, the second reading was considered the third, and House bill No. 55 was placed on final passage and passed the House by the following vote: Yeas 81, nays 0, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Houston, Hughes, Irving, Chas. John-

son, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Theurer, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—81.

Those absent or not voting were: Messrs. Dawes, Dyke, Fenton, Hoch, Huxtable, Levin, McNicol, Roberts, Roth, Strobbridge, Todd, Ulsh and Weatherford—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 291, an act relating to indigent soldiers and sailors.

Mr. Reid moved that the bill be re-referred to the Committee on Judiciary.

The motion was carried.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 3, 1905.

MR. SPEAKER:

We, the majority of your Committee on Municipal Corporations of the First Class, to whom was referred House bill No. 115, entitled "An act to regulate plumbing in cities having a population of ten thousand inhabitants or over," etc., have had the same under consideration, and we respectfully report the same back to the house, with the recommendation that House substitute bill No. 115 do pass.

J. B. LINDSLEY, Chairman.

We concur in this report: Joseph Lyons, Jesse Huxtable, George T. Doolittle, Frank A. Twichell, Fred Eldemiller, Jesse C. Poyns.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 3, 1905.

MR. SPEAKER:

We, the minority of your Committee on Municipal Corporations of the First Class, to whom was referred House bill No. 115, entitled "An act to regulate plumbing in cities having a population of ten thousand inhabitants or over," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that House bill No. 115 and House substitute bill No. 115 be indefinitely postponed.

L. N. GRIFFIN,  
C. I. ROTH.

Mr. Lyons moved the adoption of the majority report.

The motion was carried.

Mr. Reid moved that House substitute bill No. 115 be indefinitely postponed.

The motion was lost.

Mr. Roth moved that section 3 be stricken from the bill.

The motion was lost.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

We, a majority of your Committee on Insurance, to whom was referred House bill No. 99, entitled "An act to amend 'An act providing for the incorporation and regulation of mutual fire insurance companies,'" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

JESSE C. POYNS, Chairman.

We concur in this report: Joseph Lyons, H. C. Fulton, K. P. Frostad.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

We, a minority of your Committee on Insurance, to whom was referred House bill No. 99, entitled "An act to amend 'An act providing for the incorporation and regulation of mutual fire insurance companies,'" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

C. E. VILAS,  
FRANK H. RENICK,  
WM. C. KEYES.

Mr. Bassett moved that the majority report be adopted.

The motion was carried.

The bill was read the second time by sections and passed to third reading.

House bill No. 181 was passed on the calendar.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

We, a portion of your Committee on State, School and Granted Lands, to whom was referred House bill No. 31, entitled "An act to amend sec-

tion 11 of an act relating to the sale of school land, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendment:

Amend line 46, section 1 of the printed bill, by inserting after the word "direct" the following: "*And provided further, however, That where the timber on such lands may be sold, the same shall not be sold for less than ten dollars per acre where the estimated amount shall exceed one million feet to the quarter section, excepting in cases where the timber has been damaged by fire to such an extent as to make the removal thereof necessary in order to save the same, in which case the timber may be sold for such price as when added to the appraised value of the land the aggregate for land and timber shall equal or exceed ten dollars per acre.*"

J. A. Theurer, Joseph Irving, Chas. I. Roth, Geo. McCoy, S. A. Crandall, Oliver Byerly, F. Albert Bartlett, Geo. H. Miller.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

We, a portion of your Committee on State, School and Granted Lands, to whom was referred House bill No. 31, entitled "An act to amend section 11 of an act relating to the sale of school land, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

GEO. L. DAVIS, Chairman.

We concur in this report: W. A. Bolinger, J. A. Falconer, J. A. Kellogg, Fred Eldemiller, Geo. T. Crane, W. J. Dyke, E. E. Smith.

Mr. Kellogg moved that the report for indefinite postponement be adopted.

Mr. McCoy moved as an amendment that the bill be considered upon second reading.

Mr. Kellogg withdrew his motion for indefinite postponement.

Mr. Falconer moved that House bill No. 31 be made a special order for next Tuesday at 2 o'clock p. m.

Mr. Falconer's motion prevailed.

House substitute bill No. 130, to prohibit live stock from running at large.

Mr. Bowers offered the following amendment:

Add to section 1 the following: *Provided, That where more than one-fourth of any district is used for grazing of cattle or horses on the public domain or on unfenced lands, such district shall be excluded from the operation of this act, notwithstanding the fact that said county may come within its provisions; and the county commissioners shall*

## MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., February 16, 1905.

*To the House of Representatives:*

I am directed by the Governor to inform you that he has today approved the following measure:

House bill No. 30: An act in relation to estrays, providing for their detention, registration and sale, and prescribing penalties for its violation.

A. N. BROWN, Private Secretary.

## REPORTS OF COMMITTEES.

House bill No. 238: Recommend it do pass.  
Senate bill No. 59: Recommend it do pass.  
House bill No. 187: Recommend it do pass.  
House bill No. 186: Recommend it do pass.  
Senate bill No. 101: Recommend it do pass.  
Senate bill No. 95: Recommend it do pass.  
House bill No. 281: Recommend it do pass as amended.  
Senate bill No. 90: Recommend it do pass as amended.  
House bill No. 287: Recommend it do pass as amended.  
House bill No. 271: Recommend it do pass as amended.  
House bill No. 258: Recommend it do pass as amended.  
House bill No. 310: Majority report recommends it be indefinitely postponed. Minority report recommends it do pass.  
Senate bill No. 81: Majority report recommends it do pass as amended. Minority report recommends it be indefinitely postponed.

## INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated:

House bill No. 328, by Mr. Ayer (by request): An act regulating the placing, erection, use and maintenance of electric poles, wires, cables and appliances, providing a penalty for its violation and repealing all acts inconsistent therewith.

Referred to the Committee on Railroads, and ordered printed.

House bill No. 329, by Mr. Poyns: An act to amend an act entitled "An act to regulate and license insurance in this State, to repeal existing laws in relation thereto and declaring an emergency," approved March 19, 1895, as amended by an act entitled

"An act to regulate and control insurance companies, corporations and associations in this State, and to amend sections 11, 26, 29, 33 and 34 of 'An act to regulate and license insurance in this State, to repeal existing laws in relation thereto and declaring an emergency,' approved March 19, 1895," approved March 13, 1897; by adding a new section in relation to the liabilities of casualty insurance corporations, to be section 10, and declaring an emergency.

Referred to the Committee on Insurance.

House bill No. 330, by Mr. Doolittle: An act in relation to poisons and prohibiting the combination of poisonous substances with crackers, bread or other preparations in any manner resembling or in similitude of any edible product and prescribing penalties for its violation.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

House bill No. 331, by Committee on Appropriations: An act making appropriations for certain deficiencies for fiscal periods prior to March 31, 1905, and for other purposes.

Placed on the calendar.

House bill No. 332, by Committee on Appropriations: An act making appropriations for the salaries and expenses of the state board of control and for the maintenance and sundry expenses of the various state penal, reformatory and charitable institutions for the fiscal term beginning April 1, 1905, and ending March 31, 1907.

Placed on the calendar.

House bill No. 333, by Mr. Strobridge: An act to authorize the use of voting machines at elections hereafter to be held in this State, or in any subdivision thereof, and providing that the votes cast at any such elections may be registered or recorded and counted and the result of such elections ascertained by such machines.

Referred to the Committee on Privileges and Elections.

House bill No. 334, by Mr. Henderson: An act relating to damages by fire caused or set by steam engines and cars, defining the liability of the owners of such engines and cars, and prescribing the rule of evidence in such cases.

Referred to the Committee on Judiciary.

House bill No. 335, by Mr. Vilas: An act to amend sections 320, 321, 322, 323, 324, 325, 327, 328 and 331 of Ballinger's Annotated Codes and Statutes of Washington, relating to county commissioners.

Referred to the Committee on Counties and County Boundaries.

## MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., February 17, 1905.

**MR. SPEAKER:**

The president has signed Senate bill No. 84, entitled: "An act providing for the suspension of sentence of convicted persons under the age of 21 years," etc.

Also Senate bill No. 86, relating to the employment of special attorneys by county commissioners.

And the same are herewith transmitted.

The Senate has concurred in House amendments to Senate bill No. 19, entitled: "An act providing for and regulating the selection of jurors, etc.

Also to Senate bill No. 31, providing for the introduction of testimony given at a former trial.

Also to Senate bill No. 36, an act authorizing one corporation to hold stock in another corporation, etc.

The Senate has refused to concur in the House amendments to Senate bill No. 50, an act defining certain misdemeanors and providing punishment, etc., and the House is respectfully requested to recede from its amendments to said bill.

J. W. LYSONS, Secretary of the Senate.

## SPECIAL ORDER.

Senate bill No. 124, an act to provide for submitting the question of changing the permanent location of the seat of government from Olympia to Tacoma to the vote of the people.

Mr. Kellogg moved that there be a call of the House.

The call was seconded by Mr. Reid.

The motion was carried.

The sergeant-at-arms was instructed to permit no members to leave the House chamber.

On roll call all members were present except Messrs. Benn, N. E. Linsley, Roth and Keyes.

Messrs. N. E. Linsley, Roth and Keyes were excused.

Mr. Williams moved that the further call of the House be dispensed with.

The motion was lost.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, the majority of your Committee on Judiciary, to whom was referred Senate bill No. 124, entitled: "An act to provide for submitting the question of changing the permanent location of the seat of government from Olympia, Thurston county, Washington, to Tacoma, Pierce county, Washington," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass, and with the further recommendation that its consideration be made a special order for Friday, February 17th, at 10:30 a. m.

CHAS. S. GLEASON, Chairman.

We concur in this report: J. H. Dawes, Geo. T. Reid, Joseph B. Lindsley, S. A. Crandall, J. A. Kellogg, W. D. Scott.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, the minority of your Committee on Judiciary, to whom was referred Senate bill No. 124, entitled: "An act to provide for submitting the question of changing the permanent location of the seat of government," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed

CHAS. I. ROTH,  
ELMER E. TODD,  
H. L. STROBRIDGE,  
ROBT. F. BOOTH,  
R. S. LAMBERT.

Mr. Booth moved that the House proceed to the second reading of the bill.

The motion was carried.

The bill was read the second time by sections and passed to third reading.

On motion of Mr. Reid the rules were suspended, the second reading was considered the third, and Senate bill No. 124 was placed on final passage and passed the House by the following vote: Yeas 55, nays 36, absent or not voting 3.



Those voting yea were: Messrs. Allen, Benn, Blaker, Bolinger, Bowers, Brown, Clarke, Coate, Crandall, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Fancher, Gleason, Hamilton, Harper, Henderson, Hoch, Houston, Huxtable, Irving, Lee A. Johnson, Kellogg, Levin, J. B. Lindsley, Lyons, McGregor, McNicol, McVay, Miller, Morrill, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weatherford, Weber, and Weir—55.

Those voting nay were: Messrs. Ayer, Bartlett, Bassett, Bishop, Blackmore, Booth, Bradley, Byerly, Crane, D. J. Davis, Geo. L. Davis, Doolittle, Falconer, Fenton, Frostad, Fulton, Griffin, Hare, Hughes, Chas. Johnson, Kenoyer, Lambert, Long, Maloney, McCoy, Melcher, Minard, Moldstad, Morgan, Olsen, Rudene, Shultz, Strobridge, Vogtlin, Williams, and Mr. Speaker—36.

Those absent or not voting were: Messrs. Keyes, N. E. Linsley, and Roth—3.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Todd gave notice that on Monday, or tomorrow, if the House is then in session, he would move to reconsider the vote by which Senate bill No. 124 passed the House.

Mr. Falconer moved to adjourn until 2 p. m. Monday.

The motion was lost.

The speaker in open session signed Senate bill No. 86 and Senate bill No. 84.

The House took a recess until 1:30 p. m.

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### AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

On roll call all members were present except Messrs. Crane, Eidemiller, Ericksen, Falconer, Lee A. Johnson, Keyes, N. E. Linsley, Morgan, Renick, Roth and Strobridge.

Messrs. Renick, Ericksen, Strobridge, N. E. Linsley, Morgan, Falconer and Roth were excused.

## COMMUNICATIONS.

The following communication from Louis L. Sharp was read and placed on file:

ELLENSBURG, WASH., February 15, 1905.

*Hon. J. G. Megler, Speaker House of Representatives, Olympia, Wash.*

MY DEAR SIR: On behalf of my mother and family, I wish to thank you for the kind sympathy extended by you and the House of Representatives in our sad bereavement, and also for the respect paid the memory of my father.

Very sincerely yours,

LOUIS L. SHARP.

## SECOND READING OF BILLS.

Mr. Minard moved that Senate bill No. 87, being "An act authorizing the board of state land commissioners to extend the time of the removal of timber sold on state, granted or school lands," etc., be substituted for House bill No. 181.

The motion was adopted.

Senate bill No. 87 was read the second time by sections and passed to third reading.

House substitute bill No. 130, to prohibit live stock from running at large.

Mr. Kenoyer offered the following amendment:

That the title be amended by adding the words "except in certain cases," after the word "fence," at the end of the second line of the title as printed.

The amendment was carried, and the bill passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 6, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 140, entitled "An act amending 'An act to provide for the payment of wages of labor in lawful money,'" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be punctuated and the title amended as follows:

Make title read as follows: "An act amending sections 1 and 3 of an act entitled, 'An act to provide for the payment of wages of labor in lawful money of the United States and to punish violations of the same,' approved February 2, 1888, being sections 3305 and 3307 of Ballinger's Annotated Codes and Statutes of the State of Washington."

House bill No. 335, by Mr. Vilas: An act to amend sections 320, 321, 322, 323, 324, 325, 327, 328 and 331 of Ballinger's Annotated Codes and Statutes of Washington, relating to county commissioners.

Referred to the Committee on Counties and County Boundaries.

## MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., February 17, 1905.

MR. SPEAKER:

The president has signed Senate bill No. 84, entitled: "An act providing for the suspension of sentence of convicted persons under the age of 21 years," etc.

Also Senate bill No. 86, relating to the employment of special attorneys by county commissioners.

And the same are herewith transmitted.

The Senate has concurred in House amendments to Senate bill No. 19, entitled: "An act providing for and regulating the selection of jurors, etc."

Also to Senate bill No. 31, providing for the introduction of testimony given at a former trial.

Also to Senate bill No. 36, an act authorizing one corporation to hold stock in another corporation, etc.

The Senate has refused to concur in the House amendments to Senate bill No. 50, an act defining certain misdemeanors and providing punishment, etc., and the House is respectfully requested to recede from its amendments to said bill.

J. W. LYSONS, Secretary of the Senate.

## SPECIAL ORDER.

Senate bill No. 124, an act to provide for submitting the question of changing the permanent location of the seat of government from Olympia to Tacoma to the vote of the people.

Mr. Kellogg moved that there be a call of the House.

The call was seconded by Mr. Reid.

The motion was carried.

The sergeant-at-arms was instructed to permit no members to leave the House chamber.

On roll call all members were present except Messrs. Ben N. E. Linsley, Roth and Keyes.

Messrs. N. E. Linsley, Roth and Keyes were excused.

Mr. Williams moved that the further call of the House be dispensed with.

The motion was lost.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, the majority of your Committee on Judiciary, to whom was referred Senate bill No. 124, entitled: "An act to provide for submitting the question of changing the permanent location of the seat of government from Olympia, Thurston county, Washington, to Tacoma, Pierce county, Washington," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass, and with the further recommendation that its consideration be made a special order for Friday, February 17th, at 10:30 a. m.

CHAS. S. GLEASON, Chairman.

We concur in this report: J. H. Dawes, Geo. T. Reid, Joseph B. Lindsley, S. A. Crandall, J. A. Kellogg, W. D. Scott.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, the minority of your Committee on Judiciary, to whom was referred Senate bill No. 124, entitled: "An act to provide for submitting the question of changing the permanent location of the seat of government," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed

CHAS. I. ROTH,  
ELMER E. TODD,  
H. L. STROBRIDGE,  
ROBT. F. BOOTH,  
R. S. LAMBERT.

Mr. Booth moved that the House proceed to the second reading of the bill.

The motion was carried.

The bill was read the second time by sections and passed to third reading.

On motion of Mr. Reid the rules were suspended, the second reading was considered the third, and Senate bill No. 124 was placed on final passage and passed the House by the following vote: Yeas 55, nays 36, absent or not voting 3.

House bill No. 53, to enable counties, cities and towns to validate certain warrants.

The bill was read the second time by sections and passed the third reading.

House bill No. 177, relating to the normal schools.

Mr. Dawes moved that the following amendments be adopted.

In section 4, line 5, of the printed bill insert after the word "year" the words "an advanced course of one year for graduates from colleges and universities."

In line 17, section 4, of the printed bill strike out the word "diploma" and insert the word "certificate."

The amendments were adopted.

The bill was read the second time by sections and passed the third reading.

House bill No. 248, providing certain contracts shall be void unless in writing.

Mr. Gleason moved to amend by inserting after the word "Washington," in the title and in line 2 of section 1, the following

"Same being section 5343 of Pierce's Washington Code."

The motion was carried.

The bill was read the second time by sections and passed the third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 10, 1905.

MR. SPEAKER:

We, your Committee on Appropriations, to whom was referred House bill No. 13, entitled "An act to establish an institution for the defective and feeble-minded youth of the State of Washington," have had the same under consideration, and respectfully report the same back to the House with the recommendation that it be placed on the House calendar on the report of the former committee, with the following amendment.

Strike out the words and figures "sixty thousand (\$60,000) dollars" in lines 7 and 8, section 11, of the original bill, and insert therefor the following: "Fifty thousand (\$50,000) dollars."

Strike out the words "seventy-two thousand five hundred dollars (\$72,500)," in line 4, section 11, and insert therefor the following: "Sixty-two thousand five hundred (\$62,500) dollars."

And this committee recommends the appropriation as amended.

GEO. M. MCCOY, Chairman.

We concur in this report: W. H. Hare, G. E. Dickson, Peter M. Gregor, W. M. Rudio, Wm. Shultz, E. L. Minard, Wm. C. Keyes, Geo. Crane.

The bill was read by sections, the amendments recommended by the majority report of the Committee on State School for Defective Youth and Reform School, and the amendments by the Committee on Appropriations, were adopted and House bill No. 13 was passed to third reading.

House bill No. 153, to declare certain persons habitual drunkards.

The clerk was ordered to insert the words "An act" after "entitled" in the title.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 10, 1905.

MR. SPEAKER:

We, your Committee on Public Morals, to whom was referred House bill No. 95, entitled "An act in relation to spend-thrifts and drunkards," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Strike out section 8.

G. C. KENOYER, Chairman.

We concur in this report: H. C. Fulton, Wm. H. Weber, L. N. Griffin, David Levin, Oliver Byerly, Thos. Hamilton.

The bill was read by sections, the amendment recommended by the committee was adopted, and House bill No. 95 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred House bill No. 126, entitled "An act to establish a state fish hatchery on the upper Methow river or some of its tributaries," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendment:

Strike out all of section 3.

CHAS. I. ROTH, Chairman.

We concur in this report: E. A. Blackmore, J. M. Stevenson, D. J. Davis, Lee Van Slyke, G. Ericksen, W. R. Williams, W. J. Dyke, F. Albert Bartlett, Wm. Shultz, Geo. H. Vogtlin, Geo. L. Davis, R. Lee Bradley, F. A. Twichell.

The bill was read by sections, the amendments recommended by

the committee were adopted, and House bill No. 126 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred House bill No. 201, entitled "An act to provide for a close season for razor clams in the Pacific ocean," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendments:

Amend the title by striking out, in line 1 of the original bill, the word "razor" and in line 2 of the original bill the word "Pacific ocean beach," and in lieu of the last named insert the following: "waters of Puget Sound and the waters in Chehalis and Pacific counties."

Amend section 1 by striking out after the word "dig," in line 3 of the original bill, being line 2 of the printed bill, all the words following thereafter in said section and in lieu thereof insert the following: "And clams of any species whatsoever from the sands on any of the tide lands or beaches of the waters of Puget Sound in the State of Washington, or to have in their possession after the same have been taken, for the purpose of canning or for the purpose of sale, from the first day of May to the thirty-first day of August of each year, or from the sands of any of the tide lands or beaches of any waters in the counties of Chehalis and Pacific, in the State of Washington, from the fifteenth day of June to the fifteenth day of August of each year."

Amend section 2 by striking out in line 7 of the original bill, being line 4 of the printed bill, the word "razor."

CHAS. I. ROTH, Chairman.

We concur in this report: E. A. Blackmore, J. M. Stevenson, D. Davis, Lee Van Slyke, G. Ericksen, W. R. Williams, W. J. Dyke, M. Albert Bartlett, Wm. Shultz, Geo. H. Vogtlin, Geo. L. Davis, R. L. Bradley, F. A. Twichell.

Mr. Reid moved to amend by striking out the words "or over a hundred dollars" and inserting in lieu thereof "ten dollars," in line 2 of the printed bill, in section 2.

The motion was carried.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 201 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred House bill No. 251, entitled "An act to establish and maintain state fish hatcheries

on the Skagit river," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend the title by striking out the words "and making an appropriation therefor."

Amend section 1 by inserting in the fifth line of the original bill, being line 4 of the printed bill, after the word "Washington," the words "Provided, That said streams are suitable for the hatching of salmon."

Strike out all of section 2.

CHAS. I. ROTH, Chairman.

We concur in this report: E. A. Blackmore, J. M. Stevenson, D. J. Davis, Lee Van Slyke, G. Ericksen, W. R. Williams, W. J. Dyke, F. Albert Bartlett, Wm. Shultz, Geo. H. Vogtlin, Geo. L. Davis, R. Lee Bradley, F. A. Twichell.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 251 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred House bill No. 202, entitled "An act to establish and maintain a state fish hatchery on Chimacum creek," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend the title by striking out the words "and making an appropriation therefor."

Amend section 1 by inserting in the fourth line of the original bill, being line 3 of the printed bill, after the word "Washington," the words "Provided, That said stream is suitable for the hatching of salmon."

Strike out all of section 2.

CHAS. I. ROTH, Chairman.

We concur in this report: E. A. Blackmore, J. M. Stevenson, D. J. Davis, Lee Van Slyke, G. Ericksen, W. R. Williams, W. J. Dyke, F. Albert Bartlett, Wm. Shultz, Geo. H. Vogtlin, Geo. L. Davis, R. Lee Bradley, F. A. Twichell.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 202 was passed to third reading.

House bill No. 125 was passed on the calendar.

House bill No. 154, to secure and perpetuate liens upon chattels for labor, skill and money expended thereon.



House bill number 154 was indefinitely postponed and House substitute bill No. 154 was placed on the calendar.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 13, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 276, entitled "An act amending an act authorizing cities and towns to construct, condemn and purchase, and operate waterways, systems of sewerage, works for lighting," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended it do pass:

In line 36 of section 1 of the original bill, being line 28 of section 1 of the printed bill, strike out the underscored words "or without."

CHAS. S. GLEASON, Chairman.

We concur in this report: Elmer E. Todd, H. L. Strobridge, S. Crandall, Geo. T. Reid.

Mr. J. B. Lindsley moved that the title be amended by inserting the emergency clause.

The motion was carried.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 276 was passed to third reading.

Mr. Reid moved that the House do not recede from its amendments to Senate bill No. 50.

The motion was carried.

Mr. Gleason moved that when the House adjourn it adjourn until 10 a. m. tomorrow.

The motion was lost.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 17, 1905.

MR. SPEAKER:

The Senate has passed Senate bill No. 112, entitled "An act to establish a state fish hatchery on the Chehalis river, in Lewis county," and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

House bill No. 254, to provide for a close season for crabs.

The bill was read the second time by sections and passed to third reading.

House bill No. 69, to establish a fish hatchery on the east fork of Lewis river.

The bill was read the second time by sections and passed to third reading.

Mr. Gleason moved that when the House adjourn it adjourn until 10:30 a. m., Monday.

The motion was carried.

Mr. Maloney moved to adjourn.

The motion was lost.

House bill No. 170, an act to create a state oyster commission.

The bill was read the second time by sections and passed to third reading.

House substitute bill No. 70, for the relief of drainage district No. 14, of Skagit county.

House bill No. 70 was indefinitely postponed and House substitute bill No. 70 was read the second time.

The following amendments by Mr. Gleason were adopted:

Strike out the title and insert in place thereof the following: "An act relating to the payment of assessments made on state, school, granted or other lands for the purpose of drainage, and amending section 25 of an act entitled 'An act providing for the establishment and construction of ditches for drainage purposes,' approved March 8, 1901 (same being section 4594 of Pierce's Washington Code), and making an appropriation therefor, and declaring an emergency."

Amend section 1, line 1, by inserting after the word "that" the following: "Section 25 of an act entitled 'An act providing for the establishment and construction of ditches for drainage purposes,' approved March 8, 1901."

Amend section 1, line 1, of the original bill by inserting after the word "Pierce's" the word "Washington."

Amend section 1, in line 3, by striking out the figures "4594" and insert in lieu thereof the figures "25."

House bill No. 256, to provide for the sending of non-resident insane persons to their place of residence at the expense of the State.

The bill was read the second time by sections and passed to third reading.

Senate bill No. 43, for the relief of Frank Owings.

The bill was read the second time by sections and passed to third reading.

House bill No. 289, relating to the duties of the superintendent of the state penitentiary.

The bill was read the second time by sections and passed to third reading.

House bill No. 262, creating a bureau of labor, defining its duties, abolishing the office of assistant labor and factory, mill and railway inspector.

Mr. Geo. L. Davis offered the following amendment:

In section 2, lines 7 and 8, strike out the words "four (4) dollars per diem" and insert the words "five (5) dollars per diem."

The motion was lost.

The bill was read the second time by sections and passed to third reading.

House bill No. 272, relating to peddlers and venders of merchandise.

Mr. Scott offered the following amendment:

Strike out in section 2, line 3, after the word "*Provided*," the words "or on which all taxes have not been paid."

The motion was carried.

Mr. Scott moved the following amendment:

In section 3, line 9, strike out the figures "\$500.00" and insert in lieu thereof the figures "\$300.00."

The motion was carried.

Mr. Scott moved to amend as follows:

In section 3, line 11, strike out the figures "100" and insert in lieu thereof the figures "50."

The motion was lost.

Mr. Scott offered the following amendment:

Add to section 6 the following:

"*Provided, however*, This act shall not apply to incorporated cities and towns."

The motion was carried.

Mr. Reiter moved to add the emergency clause to the title, and to correct the emergency clause in section 7. The clerk was instructed to make the changes.

The House adjourned at 3:50 p. m. until 10:30 a. m., Monday.

STOREY BUCK,  
Chief Clerk.

JOSEPH G. MEGLER,  
Speaker.

## FORTY-THIRD DAY.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., Monday, February 20, 1905.  
10:30 a. m. }

The speaker called the House to order at 10:30 o'clock.

Roll call showed all members present except Messrs. Blackmore, Blaker, Bradley, Irving, Lee A. Johnson, Miller and Roth.

Messrs. Blackmore, Blaker, Lee A. Johnson and Miller were excused.

Rev. D. M. Montgomery offered prayer.

The minutes of Friday were read and approved.

## COMMUNICATIONS.

A petition from various citizens was received asking that only citizens of the State be employed in State institutions.

The petition was placed on file.

A petition from the Washington Good Roads Association was read recommending the favorable consideration of House bill No. 232.

The petition was referred to the Committee on Appropriations.

## REPORTS OF STANDING COMMITTEES.

House bill No. 278: Recommend it do pass.

House bill No. 280: Recommend it do pass as amended.

Mr. Todd moved to reconsider the vote on Senate bill No. 124.

The motion was lost.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated:

House bill No. 336, by Mr. Benn: An act relating to fore-

appraisal provided for in this act and shall suspend the right of the applicant to purchase until such appeal has been finally determined by the superior court of the State of Washington, and in the event of an appeal therefrom by the State, until final decree by the supreme court of the State of Washington."

Strike out all the words in section 6 and insert in lieu thereof the words "the provisions of this act shall not apply to any of the shore-lands or tide lands which have been declared to be public highways of the State of Washington, nor shall it apply to cases where application for the sale of such lands has heretofore been made by any lessee."

Strike out all the words in section 7, and insert in lieu thereof the words: "All laws or parts of laws in conflict herewith are hereby repealed."

FRANK H. RENICK, Chairman.

We concur in this report: Geo. H. Vogtlin J. O. Rudene, Robt. Booth, W. R. Williams, Robert A. Ayer.

The following amendment, by Mr. Reid, was adopted:

Amend section 3 by adding thereto the following:

"*Provided, however,* That in no case shall the amount so deducted exceed thirty-three and one-third per cent of the appraised value of said land."

The following amendment, by Mr. Booth, was adopted:

Strike out, in line 2 of section 2, and lines 8 and 9 of section 5, and line 16, section 5, also line 18, section 5, the following words: "of the State of Washington."

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 224 was passed to third reading and ordered engrossed.

House bill No. 192 was passed and ordered to retain its place on the calendar.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, your Committee on Tide Lands, to whom was referred House bill No. 161, entitled "An act providing for the reappraisement of the tide lands in front of the city of South Bend," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

In section 1, line 2, of the original bill, being section 1, line 2, of the printed bill, strike out the word "June" and insert therefor the word "September."

In section 1, line 7, of the original bill, being section 1, line 5, of the

printed bill, strike out the word "and" after the word "to," and insert therefor the comma and word "or."

In section 3, line 4, of the original bill, being section 3, line 3, of the printed bill, after the word "commissioner" add the words "and county auditor."

Strike out all of section 5.

FRANK H. RENICK, Chairman.

We concur in this report: Geo. H. Vogtlin, J. O. Rudene, Robt. F. Booth, W. R. Williams, Robert A. Ayer.

The following amendment, by Mr. Dawes, was adopted:

Strike out the words "in excess of" in line 5 of section 1.

The following amendment, by Mr. Gleason, was adopted:

In line 3, section 3, strike out the word "land" before the word "commissioner," and insert after the word "commissioner" the words "of public lands."

Change the word "hereunder," the last word in section 4, to "hereto."

In line 3 of section 3 of the original bill, strike out "preference" and insert the word "preferential."

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 161 was passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, your Committee on Tide Lands, to whom was referred House bill No. 237, entitled "An act providing for the payment to lessees of tide lands of all improvements placed upon such tide lands," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend by striking out section 4, making section 5 section 4, and section 6 section 5.

FRANK H. RENICK, Chairman.

We concur in this report: Geo. H. Vogtlin, J. O. Rudene, Robt. F. Booth, W. R. Williams, Robert A. Ayer.

On motion of Mr. Booth the emergency clause was stricken from the bill and from the title.

On motion of Mr. Crandall the words "of the State of Washington," in line 7 of section 1, were ordered stricken.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 237 was passed to third reading and ordered engrossed.

Houston, Chas. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reiter, Roberts, Rudene, Rudio, Scott, Smith, Stevenson, Stilson, Twichell, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—67.

Those voting nay were: Messrs. Keyes, Renick, Todd, Vilas, Weir—5.

Those absent or not voting were: Messrs. Ayer, Blackmore, Blaker, Bradley, Clarke, Fenton, Hamilton, Hughes, Huxtable, Irving, Lee A. Johnson, Levin, Miller, Morgan, Reid, Roth, Sheets, Shultz, Strobridge, Theurer, Ulsh, and Van Slyke—22.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 252, to provide for the establishment and creation of diking districts.

On motion of Mr. Rudene the rules were suspended, the second reading was considered the third, and House bill No. 252 was placed on final passage and passed the House by the following vote: Yeas 66, nays 1, absent or not voting 27.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Bolinger, Booth, Bowers, Brown, Byerly, Coates, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Doolittle, Dyke, Erickson, Fancher, Frostad, Fulton, Gleason, Hare, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Reiter, Renick, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Todd, Twichell, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—66.

Mr. Griffin voted nay.

Those absent or not voting were: Messrs. Blackmore, Blaker, Bradley, Clarke, Dickson, Dobson, Eidemiller, Falconer, Fenton, Hamilton, Huxtable, Irving, Lee A. Johnson, J. B. Lindsley, Long, Miller, Morgan, Poyns, Ratcliffe, Reid, Roberts, Roth, Shultz, Strobridge, Theurer, Ulsh, Van Slyke—27.

The emergency clause to House bill No. 252 failed to pass by the following vote: Yeas 61, nays 0, absent or not voting 33.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett,

Benn, Bolinger, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Ericksen, Fancher, Fenton, Gleason, Griffin, Hare, Harper, Henderson, Hoch, Houston, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, N. E. Linsley, Long, Maloney, McCoy, McGregor, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Reiter, Roberts, Rudene, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—61.

Those absent or not voting were: Messrs. Bishop, Blackmore, Blaker, Booth, Bowers, Bradley, Clarke, Eidemiller, Falconer, Frostad, Fulton, Hamilton, Hughes, Huxtable, Irving, Lee A. Johnson, Levin, J. B. Lindsley, Lyons, McNicol, Miller, Morgan, Poyns, Ratcliffe, Reid, Renick, Roth, Rudio, Scott, Strobridge, Theurer, Ulsh, Van Slyke—33.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House substitute bill for Senate bill No. 94, to prevent fraudulent removal, sale and disposition of personal property.

On motion of Mr. Gleason the rules were suspended and House substitute bill for Senate bill No. 94 was returned to second reading, and Senate bill No. 94 was given its place on the calendar.

On motion of Mr. Gleason all of Senate bill No. 94 after the enacting clause was stricken out and in lieu therefor was inserted all of section 1 of the House substitute bill for Senate bill No. 94.

On motion of Mr. Gleason the rules were suspended, the second reading was considered the third, and Senate bill No. 94 was placed on final passage and passed the House by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Bolinger, Bowers, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Huxtable, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reiter, Renick, Rudene, Scott, Sheets,



Smith, Stevenson, Stilson, Todd, Twichell, Van Slyke, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—71.

Those absent or not voting were: Messrs. Blackmore, Blake, Booth, Bradley, Dickson, Falconer, Hare, Houston, Hughes, Irving, Lee A. Johnson, Levin, Miller, Morgan, Reid, Roberts, Roth, Rudio, Shultz, Strobridge, Theurer, Ulsh, and Vilas—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 156, altering and prescribing the rule of inheritance.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 69, nays 19, absent or not voting 19.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Bolinger, Brown, Clarke, Coate, Crandall, Cranford, D. J. Davis, Geo. L. Davis, Dawes, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Huxtable, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Morrill, Olsen, Poyns, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—69.

Those voting nay were: Messrs. Bowers, Byerly, Dobson, Harper, Moldstad, Weatherford—6.

Those absent or not voting were: Messrs. Blackmore, Blake, Booth, Bradley, Dickson, Hughes, Irving, Lee A. Johnson, Levin, Miller, Morgan, Ratcliffe, Reid, Reiter, Roth, Stevenson, Strobridge, Theurer, Ulsh—19.

The emergency clause of House bill No. 156 passed by the following vote: Yeas 74, nays 2, absent or not voting 18.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Bolinger, Brown, Clarke, Coate, Crandall, Cranford, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Malone

McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Poyns, Reid, Renick, Roberts, Roth, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Theurer, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—74.

Those voting nay were: Messrs. Rudene and Weatherford—2.

Those absent or not voting were: Messrs. Blackmore, Blaker, Booth, Bowers, Bradley, Byerly, Dobson, Hare, Irving, Lee A. Johnson, Levin, Miller, Morgan, Ratcliffe, Reiter, Stevenson, Strobridge, Ulsh—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 87, authorizing the board of land commissioners to extend the time for the removal of timber.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 56, nays 18, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Booth, Brown, Byerly, Clarke, Crandall, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fenton, Fulton, Gleason, Griffin, Hoch, Hughes, Chas. Johnson, Kellogg, Kenoyer, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Morrill, Olsen, Renick, Roth, Rudene, Shultz, Smith, Stilson, Todd, Twichell, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, Mr. Speaker—56.

Those voting nay were: Messrs. Bowers, Crane, Eidemiller, Fancher, Frostad, Hamilton, Harper, Henderson, Lambert, Levin, Maloney, Moldstad, Ratcliffe, Reid, Roberts, Scott, Sheets, Van Slyke—18.

Those absent or not voting were: Messrs. Blackmore, Blaker, Bolinger, Bradley, Coate, Hare, Houston, Huxtable, Irving, Lee A. Johnson, Keyes, Miller, Morgan, Poyns, Reiter, Rudio, Stevenson, Strobridge, Theurer, Ulsh—20.

The emergency clause of Senate bill No. 87 failed to pass by the following vote: Yeas 52, nays 21, absent or not voting 21.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Bolinger, Brown, Byerly, Clarke, Coate, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller,

Ericksen, Falconer, Fenton, Fulton, Gleason, Griffin, Hoch, Houston, Hughes, Chas. Johnson, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McVay, Melcher, Minard, Morrill, Olsen, Poyns, Renick, Rudene, Rudio, Shultz, Smith, Stevenson, Twichell, Vilas, Vogtlin, Weber, Williams, Mr. Speaker—52.

Those voting nay were: Messrs. Booth, Bowers, Crane, Frostad, Hamilton, Harper, Henderson, Kellogg, Levin, Malone, McCoy, McNicol, Moldstad, Reid, Reiter, Roberts, Scott, Shee, Todd, Van Slyke, and Weir—21.

Those absent or not voting were: Messrs. Blackmore, Blaker, Bradley, Crandall, D. J. Davis, Fancher, Hare, Huxtable, Irving, Lee A. Johnson, Keyes, McGregor, Miller, Morgan, Ratcliff, Roth, Stilson, Strobridge, Theurer, Ulsh, and Weatherford—2.

There being no objections, the title of the bill was ordered stand as the title of the act.

House substitute bill No. 130, to prohibit live stock from running at large.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 56, nays absent or not voting 28.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Bowe, Brown, Clarke, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Kenoyer, Levin, J. B. Lindsley, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Ratcliff, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Smith, Stevenson, Stilson, Theurer, Todd, Twichell, Van Slyke, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—56.

Those voting nay were: Messrs. Bartlett, Bishop, Byerly, Griffin, Hamilton, Harper, Keyes, Lambert, Maloney, and Sheets—

Those absent or not voting were: Messrs. Allen, Blackmore, Blaker, Bolinger, Booth, Bradley, Coate, D. J. Davis, Doolittle, Eidemiller, Fenton, Hare, Irving, Lee A. Johnson, Kellogg, N. E. Linsley, Long, Lyons, McCoy, Miller, Morgan, Poyns, Ross, Shultz, Strobridge, Ulsh, Vilas, and Weatherford—28.

There being no objections, the title of the bill was ordered stand as the title of the act.

House bill No. 140, concerning wages of labor.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 63, nays 4, absent not voting 27.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bann, Bishop, Bolinger, Bowers, Brown, Byerly, Clarke, Crandall, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Henderson, Hoch, Houston, Hughes, Huxtable, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Twichell, Van Slyke, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—63.

Those voting nay were: Messrs. Griffin, Harper, Chas. Johnson, and McGregor—4.

Those absent or not voting were: Messrs. Blackmore, Blaker, Booth, Bradley, Coate, Crane, D. J. Davis, Dyke, Eidemiller, Hare, Irving, Lee A. Johnson, Kellogg, Levin, McCoy, Miller, Morgan, Reiter, Roberts, Roth, Shultz, Strobbridge, Theurer, Todd, Ulsh, and Weatherford—27.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 226, to establish a general uniform system of public schools.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 71, nays 1, absent not voting 22.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bann, Bishop, Bolinger, Bowers, Brown, Byerly, Coate, Crane, J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Smith, Stevenson, Stilson, Strobbridge, Todd, Twichell, and Weatherford, Weber, Williams, and Mr. Speaker—71.

Mr. Roth voted nay.

Those absent or not voting were: Messrs. Blackmore, Blak Booth, Bradley, Clarke, Crandall, Fenton, Griffin, Hare, Irving, Lee A. Johnson, Maloney, Miller, Morgan, Reid, Sheets, Shultz, Theurer, Ulsh, Van Slyke, Vogtlin, and Weir—22.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 209 was passed and ordered to retain its place on the calendar.

House bill No. 53, to enable counties, cities and towns to validly issue certain warrants.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 63, nays 3, absent or not voting 28.

Those voting yea were: Messrs. Ayer, Bassett, Bishop, Bolinger, Booth, Bowers, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Fulton, Gleason, Griffin, Hamilton, Harper, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McGregor, McNicol, McVay, Melcher, Minard, Morrill, Olsen, Ratcliffe, Reid, Renick, Rudene, Russell, Smith, Stilson, Strobridge, Todd, Twichell, Vilas, Vogtlin, Weir, Werford, Weber, Williams, and Mr. Speaker—63.

Those voting nay were: Messrs. Allen, Henderson, Roth.

Those absent or not voting were: Messrs. Bartlett, Benn, Blackmore, Blaker, Bradley, Crandall, Dyke, Frostad, Hare, Irving, Lee A. Johnson, Levin, Lyons, McCoy, Miller, Moldstad, Morgan, Poyns, Reiter, Roberts, Scott, Sheets, Shultz, Stevenson, Theurer, Ulsh, Van Slyke, and Weir—28.

The emergency clause to House bill No. 53 passed by the following vote: Yeas 69, nays 2, absent or not voting 23.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Bishop, Bolinger, Booth, Bowers, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Olsen, Ratcliffe,

Id, Renick, Roberts, Rudene, Rudio, Smith, Stevenson, Stilson, Probridge, Theurer, Todd, Twichell, Vilas, Vogtlin, Weatherford, Eber, Weir, Williams, and Mr. Speaker—69.

Those voting nay were: Messrs. Harper and Roth—2.

Those absent or not voting were: Messrs. Bartlett, Benn, Blackore, Blaker, Bradley, Clarke, Dyke, Fenton, Hare, Irving, Lee Johnson, Levin, Long, Maloney, Miller, Morgan, Poyns, Reiter, Ott, Sheets, Shultz, Ulsh, and Van Slyke—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 20, 1905.

### SPEAKER:

The president has signed Senate bill No. 19, entitled "An act to amend the law relating to the selection of jurors," etc.

Also Senate bill No. 31, providing for the introduction of testimony taken at a former trial.

Also Senate bill No. 36, authorizing one corporation to hold stock in another corporation, etc.

And the same are herewith transmitted.

The Senate has passed Senate bill No. 126, entitled "An act permitting railroad companies to acquire a perpetual easement and right of occupancy of portions of the public lands of the State of Washington for railroad purposes," etc.

Also Senate bill No. 154, "An act to prohibit the advertisement of treatment or cure of disorders of the sexual organs."

Also Senate bill No. 21, entitled "An act providing for a superior judge for the county of Kitsap in the State of Washington," etc.

Also Senate bill No. 177, entitled "An act to create the county of Benton," etc.

Also House bill No. 19, entitled "An act authorizing the assessment of lands held or owned by any county in the State, within the limits of incorporated cities and towns."

Also House bill No. 150, entitled "An act relating to the maintenance, repair and removal of sidewalks in cities of the first, second, third and fourth classes," etc., with the following amendments:

In line 12, section 1, of the printed bill, being line 20 of section 1 of the engrossed bill, strike out the words "said street or."

Strike out section 3.

Amend the title of the engrossed bill by striking "and declaring an emergency."



Also House bill No. 131, entitled "An act to repeal the law relating to annexation of certain territory to adjoining counties," with the following amendments:

In line 5 of title of the engrossed bill, between the word "March" and the figures "1903," insert "16th."

Amend engrossed bill by adding section 2, as follows:

"Section 2. An emergency exists and this act shall take effect immediately."

Amend the title of the engrossed bill by adding "and declaring emergency."

Also House bill No. 106, entitled "An act relating to the punishment of the crime of seduction and amending section 7066 of Ballinger's Codes and Statutes of Washington," with the following amendments:

In line 2 of the title of the engrossed bill, between the words "Ballinger's" and "Codes," insert the word "Annotated."

In line 1 of section 1 of the engrossed bill, between the words "Ballinger's" and "Codes," insert the word "Annotated."

And the same are herewith transmitted.

The Senate refuses to concur in House amendments to Senate bill No. 50, entitled "An act defining certain misdemeanors, and providing for punishment, etc., and the president has appointed the following conference committee: Senators Tucker, Palmer and Earles.

J. W. LYSONS, Secretary of the Senate.

The speaker named Messrs. Gleason, Reid and J. B. Lindgren as the House members of the conference committee on amendments to Senate bill No. 50.

The House adjourned at 4:20 p. m.

STOREY BUCK,

*Chief Clerk.*

JOSEPH G. MEGLER,

*Speaker.*

## FORTY-FOURTH DAY.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Tuesday, February 21, 1905. }  
10 o'clock a. m.

The speaker called the House to order at 10 o'clock.  
Roll call showed all members present except Messrs. Blackmore,  
aker, Hare, Irving, Miller, Morrill and Theurer, excused.  
Rev. R. M. Messick offered prayer.  
The minutes of yesterday were read and approved.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 20, 1905.

## SPEAKER:

The Senate has passed House bill No. 172, entitled "An act directing sale of a certain tract of land on the Columbia river in sections 17 and 18, township 9, north range 9 west of W. M., and making an appropriation therefor," and the same is herewith transmitted.

Also Senate concurrent resolution No. 14, relating to the presentation of some suitable gift to the battleship "Washington" by this State.  
Also Senate concurrent resolution No. 15, relating to the supplying of the members of the House and Senate with amendments of bills which have been passed by either house.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate

## REPORTS OF STANDING COMMITTEES.

House bill No. 292: Recommend it do pass as amended.

House bill No. 306: Recommend it do pass as amended.

House bill No. 129: Recommend it do pass as amended, and be reported.

The bill was ordered reprinted.



House bill No. 68: Recommend it do pass as amended.  
 House bill No. 325: Recommend it do pass as amended.  
 House bill No. 336: Recommend it do pass as amended.  
 House bill No. 291: Recommend it do pass as amended.  
 House bill No. 334: Recommend it do pass.  
 House bill No. 330: Recommend it do pass.  
 House bill No. 208: Recommend it do pass.  
 House bill No. 321: Recommend it do pass.  
 House bill No. 76: Recommend it do pass as amended, and be printed.

The bill was ordered reprinted.

House bill No. 269: Recommend it be referred to the Committee on Judiciary.  
 Senate bill No. 132: Recommend it be indefinitely postponed.  
 House bill No. 194: Recommend it be indefinitely postponed.  
 House bill No. 191: Recommend it be indefinitely postponed.  
 House bill No. 304: Recommend it be indefinitely postponed.

Committee reports on Senate bill No. 132, and House bills No. 194, 191 and 304 were adopted and the bills were indefinitely postponed.

### SENATE AMENDMENTS.

The House concurred in the Senate amendments to House bill No. 106.

The House concurred in the Senate amendments to House bill No. 131, by the following vote: Yeas 70, nays 2, absent or not voting 22.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Bisbee, Bolinger, Booth, Brown, Byerly, Crane, D. J. Davis, Geo. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidem, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hugh Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenney, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Malcom, McCoy, McGregor, McVay, Melcher, Minard, Morgan, O'Connell, Poyns, Ratcliffe, Renick, Roth, Rudene, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Vogtlin, Weber, Weir, Williams, and Mr. Speaker—70.

Those voting nay were: Messrs. Reid and Roberts—2.

Those absent or not voting were: Messrs. Allen, Benn, Blaine,

more, Blaker, Bowers, Bradley, Clarke, Coate, Crandall, Hare, Irving, Levin, Lyons, McNicol, Miller, Moldstad, Morrill, Reiter, Rudio, Scott, Theurer, and Van Slyke—22.

The House concurred in Senate amendments to House bill No. 50, by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Bishop, Bolinger, Bradley, Brown, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eide, Miller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenover, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stenerson, Stilson, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—77.

Those absent or not voting were: Messrs. Allen, Blackmore, Blaker, Booth, Bowers, Clarke, Coate, Dawes, Hare, Irving, Levin, Miller, Morrill, Reiter, Strobridge, Theurer, and Van Slyke—17.

## SENATE CONCURRENT RESOLUTIONS.

Senate concurrent resolution No. 14, providing for a joint committee to recommend a suitable gift to the battleship Washington.

The House concurred in Senate concurrent resolution No. 14, and the speaker appointed Messrs. Crandall, Roth and J. B. Lindsley as the House members of the committee.

Senate concurrent resolution No. 15, providing for supplying members with copies of amendments to all bills, was referred to the Committee on Rules.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 346, by Mr. McVay: An act to amend section

thereon of the State of Washington for the period of ten years, providing a penalty for obtaining or attempting to obtain the same or lease through misrepresentation or fraud and for canceling deeds or leases to such school lands obtained by misrepresentation or fraud, and declaring an emergency.

Referred to the Committee on State, School and Granted Lands.

House bill No. 355, by Messrs. Henderson and Weatherford: An act for protection against the spread of Canada, Chinese and Russian thistles and burdock and for the destruction of the same and for the payment of costs for destroying same, and prescribing the punishment for the violation of this act.

Referred to the Committee on Agriculture.

House bill No. 356, by Mr. Bishop: An act authorizing county commissioners to transfer moneys remaining in the county treasury for the payment of warrants that have been duly called and not presented for payment.

Referred to the Committee on Revenue and Taxation.

House bill No. 357, by Mr. Bishop: An act authorizing county commissioners to fund the indebtedness of road districts.

Referred to the Committee on Revenue and Taxation.

House bill No. 358, by Mr. Fancher: An act relating to the duty of county commissioners in regard to prisoners in county jails.

Referred to the Committee on Judiciary.

#### FIRST READING OF SENATE BILLS.

Senate bill No. 21: An act relating to the superior court of Snohomish and Kitsap counties, providing for the election of judges therein.

Referred to the Committee on Judiciary.

Senate bill No. 126: An act permitting railroad companies to acquire a perpetual easement and right of occupancy of portions of the public lands.

Referred to the Committee on Railroads.

Senate bill No. 154: An act to prohibit the advertising of treatment or cure of diseases and disorders of the sexual organs.

Referred to the Committee on Judiciary.

Senate bill No. 177: An act to create the county of Benton.

Referred to the Committee on Counties and County Boundaries.  
The speaker in open session signed Senate bill No. 36, Senate bill No. 31, and Senate bill No. 19.

On motion of Mr. Gleason the rules were suspended and the house proceeded to the third reading of bills.

### THIRD READING OF BILLS.

House bill No. 177 was passed and ordered to hold its place on the calendar.

House bill No. 248, providing certain contracts shall be void unless in writing.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 72, nays 0, absent or not voting 22.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Cranall, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Erickson, Falconer, Fancher, Fenton, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Jas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lamert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. speaker—72.

Those absent or not voting were: Messrs. Allen, Bishop, Blackmore, Blaker, Coate, Crane, D. J. Davis, Dickson, Dyke, Frostad, Hare, Irving, Levin, McCoy, Miller, Morrill, Reid, Reiter, Smith, Stevenson, Strobbridge, and Theurer—22.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 13, an act to establish an institution for the defective and feeble-minded youth.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 70, nays 2, absent or not voting 22.

Those voting yea were: Messrs. Bartlett, Bassett, Benn, Bo-

Todd, Twichell, Ulsh, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—67.

Those absent or not voting were: Messrs. Bartlett, Bishop, Blaker, Bowers, Clarke, Crandall, Dyke, Eidemiller, Fconer, Frostad, Hare, Irving, Kellogg, Keyes, Levin, Malone, McNicol, Morgan, Morrill, Olsen, Ratcliffe, Renick, Strobridge, Theurer, Van Slyke, and Vilas—27.

There being no objections, the title of the bill was ordered stand as the title of the act.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER.

OLYMPIA, WASH., February 20, 1905.

MR. SPEAKER:

The Senate has passed House bill No. 100, entitled "An act creating the office of chaplain of the state penitentiary," etc., with the following amendments:

Amend the title of the engrossed bill by inserting the word "and" between the words "duties" and "fixing," in line 2.

After word "instructions," in line 6, section 2, strike out the words "to take."

In line 11, section 2, of the printed bill, strike out the word "shall."

In line 16, section 2, of the printed bill, after the word "oath" strike out the words "or affirmation."

In line 18, section 2, of the printed bill, strike the words "shall have" and substitute the word "has."

In line 18, section 2, of the printed bill, strike out the word "fruit" and substitute the word "results."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House concurred in the Senate amendments to House bill No. 100, by the following vote: Yeas 67, nays 0, absent or not voting 27.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Bishop, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Fulton, Gleason, Hamilton, Harp, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McGregor, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Ro



Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Strobridge, Twichell, Ulsh, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—67.

Those absent or not voting were: Messrs. Bartlett, Blackmore, Blaker, Booth, Clarke, D. J. Davis, Dickson, Dyke, Falconer, Frostad, Griffin, Hare, Huxtable, Irving, Keyes, Levin, Maloney, McCoy, McNicol, Miller, Morrill, Poyns, Sheets, Theurer, Todd, Van Slyke, and Vilas—27.

On motion of Mr. Reid, the House adjourned at 3:25 until 10:30 a. m., Thursday, February 23.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## FORTY-SIXTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Thursday, February 23, 1905.  
10:30 a. m.

The speaker called the House to order at 10:30 o'clock.  
Roll call showed all members present except Messrs. Benn, Dyke, Irving, Maloney, Kenoyer, Ratcliffe, Stevenson, and Theurer.

Messrs. Kenoyer, Irving and Ratcliffe were excused.

Rev. A. G. Sawin offered prayer.

The minutes of Tuesday were read and approved.

### REMONSTRANCES.

A remonstrance from the Snohomish county horticultural society, against the passage of amendments to the horticultural law,

Brown, Clarke, Crane, Dawes, Dickson, Dobson, Dyke, Fancher, Griffin, Hare, Hoch, Irving, Levin, Maloney, McNicol, Miller, Morrill, Reiter, Roth, Scott, Sheets, Shultz, Strobridge, Theure and Vogtlin—27.

The emergency clause of House substitute bill No. 70 passed by the following vote: Yeas 63, nays 3, absent or not voting 2.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Bolinger, Booth, Bowers, Bradley, Byerly, Coate, Crandall, D. J. Davis, Geo. L. Davis, Doolittle, Ericksen, Falcone, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. Linsley, Long, Lyons, McCoy, McGregor, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Renick, Rensdane, Rudio, Smith, Stilson, Strobridge, Todd, Twichell, Uls Vilas, Weatherford, Weber, Weir, Williams, and Mr. Speaker—63.

Those voting nay were: Messrs. Eidemiller, Huxtable, and Roberts—3.

Those absent or not voting were: Messrs. Benn, Blackmon, Blaker, Brown, Clarke, Crane, Dawes, Dickson, Dobson, Dyke, Griffin, Hare, Irving, Levin, Maloney, McNicol, Miller, Morrill, Poyns, Reiter, Roth, Scott, Sheets, Shultz, Stevenson, Theure Van Slyke, and Vogtlin—28.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 153, to declare certain persons habitual drunkards.

On motion of Mr. Weber House bill No. 153 was returned for second reading for the purpose of amendment.

The following amendments by Mr. Weber were adopted:

Strike out all of title and insert therefor the following: "An act to prohibit habitual drunkards from obtaining intoxicating liquors and providing a penalty for a violation thereof."

Also strike out all of lines 1, 2 and 3 of section 1, down to the word "any," in line 3.

On motion of Mr. Twichell the bill was ordered engrossed and to hold its place on the calendar.

House bill No. 95, an act in relation to spendthrifts and drunkards.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 73, nays 1, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Penn, Bishop, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Dickson, Dobson, Doolittle, Edemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Morgan, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Smith, Stilson, Strobbridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weatherford, Weber, Weir, Williams, and Mr. Speaker—73.

Mr. Lyons voted nay.

Those absent or not voting were: Messrs. Blackmore, Blaker, Booth, Geo. L. Davis, Dawes, Dyke, Hare, Irving, Keyes, J. B. Lindsley, Maloney, Miller, Moldstad, Morrill, Reiter, Sheets, Shultz, Stevenson, Theurer, and Vogtlin—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The House took a recess till 1:30 p. m.

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### AFTERNOON SESSION.

The speaker called the House to order at 1:30 p. m.

Roll call showed all members present except Messrs. Blaker, Dyke, Hare, Irving, Morrill, Theurer and Weber, who were excused.

### THIRD READING OF BILLS.

House bill No. 126, to establish a State fish hatchery on the upper Methow river.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett,



Benn, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weatherford, Weir, Williams, Mr. Speaker—78.

Those absent or not voting were: Messrs. Bishop, Blackmore, Blaker, Dickson, Dyke, Fenton, Hare, Houston, Irving, Levin, Miller, Morrill, Poyns, Theurer, Vogtlin, Weber—16.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 201, to provide for a close season for clamming on the Pacific ocean beach.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas, 73, nays 0, absent or not voting 21.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Bolinger, Booth, Bowers, Bradley, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Van Slyke, Vilas, Weatherford, Weber, Williams, Mr. Speaker—73.

Those absent or not voting were: Messrs. Blackmore, Blaker, Brown, Dickson, Dyke, Fenton, Hare, Harper, Huxtable, Irving, N. E. Linsley, Lyons, Miller, Morrill, Poyns, Sheets, Shultz, Theurer, Ulsh, Vogtlin, Weir—21.

The emergency clause of House bill No. 201 was passed by the following vote: Yeas 72, nays 0, absent or not voting 22.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bann, Bishop, Bolinger, Booth, Bowers, Bradley, Byerly, Clarke, Crane, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Molden, Morgan, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Scott, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—72.

Those absent or not voting were: Messrs. Blackmore, Blaker, Brown, Dickson, Dyke, Hare, Harper, Huxtable, Irving, Lee A. Johnson, Keyes, Miller, Morrill, Poyns, Reiter, Rudio, Sheets, Sultz, Theurer, Ulsh, Van Slyke, Weir—22.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## REPORT OF STANDING COMMITTEES.

House bill No. 250: Recommend it do pass as amended, and be sent to the Committee on Rules.

The report was adopted.

House bill No. 173: Recommend it do pass as amended.

House bill No. 318: Recommend it do pass.

## SPECIAL ORDER.

House bill No. 31, an act to provide for the selection, survey and management of the State's granted, school, tide, oyster and other lands.

On motion of Mr. McCoy House bill No. 31 was indefinitely postponed.

Mr. Falconer moved to adjourn.

Mr. Roth moved to amend to adjourn till 10:30 a. m. Thursday.

A roll call was demanded by Messrs. Gleason, Davis, Todd, Bann, Fancher, Bowers and others.

The motion to adjourn was lost by the following vote: Yeas 54, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Benn, Bishop, Blackmore, Bolinger, Bradley, Brown, Clarke, D. Davis, Dawes, Dobson, Doolittle, Eidemiller, Falconer, Griffin, Hamilton, Levin, J. B. Lindsley, McNicol, Morgan, Roth, Sheets, Stevenson, Strobbridge, Mr. Speaker—27.

Those voting nay were: Messrs. Bassett, Booth, Bowers, Byerly, Crandall, Crane, Geo. L. Davis, Dickson, Erickson, Fancher, Fenton, Frostad, Gleason, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, N. E. Linsley, Long, Lyons, Malone, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudolph, Scott, Smith, Stilson, Todd, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams—54.

Those absent or not voting were: Messrs. Blaker, Coate, Dyer, Fulton, Hare, Harper, Irving, Morrill, Poyns, Shultz, Theurel, Twichell, Van Slyke—13.

### THIRD READING OF BILLS.

House bill No. 251, to establish State fish hatcheries in Skagway county.

The bill as engrossed was read the third time and placed on its final passage and passed by the following vote: Yeas 75, nays 18, absent or not voting 18.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Bowers, Bradley, Brown, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Malone, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudolph, Scott, Sheets, Smith, Stevenson, Stilson, Strobbridge, Todd, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—75.

Mr. Clarke voted nay.

Those absent or not voting were: Messrs. Blaker, Booth, Coate,

Dickson, Dyke, Fulton, Hare, Houston, Huxtable, Irving, McCoy, Morrill, Poyns, Reiter, Shultz, Theurer, Twichell, Ulsh—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 202, to establish a State fish hatchery in Jefferson county.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 69, nays 0, absent not voting 25.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Bradley, Brown, Byerly, Randall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Ericksen, Fancher, Fenton, Frostad, Gleason, Griffin, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Scott, Sheets, Smith, Stevenson, Wilson, Strobridge, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, and Mr. Speaker—69.

Those absent or not voting were: Messrs. Blaker, Booth, Bowers, Clarke, Coate, Dickson, Dyke, Eidemiller, Falconer, Fulton, Hamilton, Hare, Irving, Kellogg, Keyes, Levin, Lyons, McCoy, Morgan, Morrill, Rudio, Shultz, Theurer, Ulsh, and Weir—25.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 276, authorizing cities and towns to construct waterways, systems of sewerage, works for lighting, heating, fuel and power purposes.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 74, nays 0, absent not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long,

Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Strobridge, Todd, Twichell, Ulsh, Vogtlin, Weatherford, Weber, Williams, and Mr. Speaker—74.

Those absent or not voting were: Messrs. Blaker, Braden, Clarke, Crandall, Dyke, Falconer, Hare, Irving, Keyes, Lyons, Miller, Morgan, Morrill, Shultz, Stilson, Theurer, Van Slyke, Vilas, and Weir—20.

The emergency clause of House bill No. 276 passed by the following vote: Yeas 75, nays 0, absent or not voting 19.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Brown, Cady, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Frost, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Linsley, Llogg, Kenoyer, Keyes, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Van Slyke, Vilas, Weatherford, Weber, Williams, and Mr. Speaker—75.

Those absent or not voting were: Messrs. Blaker, Braden, Clarke, Crandall, Dyke, Falconer, Hare, Irving, Lambert, Lyons, Morgan, Morrill, Roberts, Shultz, Theurer, Ulsh, Vogtlin, and Weir—19.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## REPORTS OF STANDING COMMITTEES.

House bills Nos. 6 and 23: Recommend that they be indefinitely postponed, and that House substitute bill No. 6 be substituted and printed.

House bill No. 255: Majority report recommends it be indefinitely postponed; minority report recommends it do pass as amended.

On motion of Mr. Dickson the consideration of House substitute bill No. 6 was made a special order for 11 a. m. Friday.

House substitute bill No. 154, to secure and perpetuate liens upon chattels for labor, skill and money expended thereon.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 57, nays 11, absent or not voting 26.

Those voting yea were: Messrs. Allen, Ayer, Blackmore, Bolinger, Booth, Bradley, Brown, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Erickson, Fancher, Fenton, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Hughes, Huxtable, Kellogg, Lambert, J. B. Lindsley, N. E. Linsley, McCoy, McGregor, McNicol, McVay, Miller, Minard, Olsen, Poyns, Reid, Reiter, Renick, Roberts, Roth, Rudio, Scott, Shultz, Stevenson, Stilson, Todd, Twichell, Vogtlin, Weatherford, Weber, Williams, and Mr. Speaker—57.

Those voting nay were: Messrs. Bishop, Bowers, Harper, Chas. Johnson, Levin, Long, Moldstad, Rudene, Sheets, Smith, and Ulsh—11.

Those absent or not voting were: Messrs. Bartlett, Bassett, Benn, Blaker, Byerly, Clarke, Dickson, Dyke, Falconer, Frostad, Hare, Irving, Lee A. Johnson, Kenoyer, Keyes, Lyons, Maloney, Melcher, Morgan, Morrill, Ratcliffe, Strobridge, Theurer, Van Slyke, Vilas, and Weir—26.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 69, to establish a fish hatchery on the east fork of Lewis river.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 67, nays 0, absent or not voting 27.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Blackmore, Bolinger, Booth, Bradley, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Erickson, Fancher, Fenton, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Poyns, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson,

Todd, Twichell, Ulsh, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—67.

Those absent or not voting were: Messrs. Bartlett, Benn, Bishop, Blaker, Bowers, Clarke, Crandall, Dyke, Eidemiller, Falconer, Frostad, Hare, Irving, Kellogg, Keyes, Levin, Maloney, McNicol, Morgan, Morrill, Olsen, Ratcliffe, Renick, Strobridge, Theurer, Van Slyke, and Vilas—27.

There being no objections, the title of the bill was ordered to stand as the title of the act.

### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER.

OLYMPIA, WASH., February 20, 1905.

#### MR. SPEAKER:

The Senate has passed House bill No. 100, entitled "An act creating the office of chaplain of the state penitentiary," etc., with the following amendments:

Amend the title of the engrossed bill by inserting the word "and" between the words "duties" and "fixing," in line 2.

After word "instructions," in line 6, section 2, strike out the words "to take."

In line 11, section 2, of the printed bill, strike out the word "shall."

In line 16, section 2, of the printed bill, after the word "oath" add the words "or affirmation."

In line 18, section 2, of the printed bill, strike the words "shall have" and substitute the word "has."

In line 18, section 2, of the printed bill, strike out the word "fruits" and substitute the word "results."

And the same is herewith transmitted.

J. W. LYONS, Secretary of the Senate.

The House concurred in the Senate amendments to House bill No. 100, by the following vote: Yeas 67, nays 0, absent or not voting 27.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Fulton, Gleason, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McGregor, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth,

Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Strobbridge, Twichell, Ulsh, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—67.

Those absent or not voting were: Messrs. Bartlett, Blackmore, Blaker, Booth, Clarke, D. J. Davis, Dickson, Dyke, Falconer, Frostad, Griffin, Hare, Huxtable, Irving, Keyes, Levin, Maloney, McCoy, McNicol, Miller, Morrill, Poyns, Sheets, Theurer, Todd, Van Slyke, and Vilas—27.

On motion of Mr. Reid, the House adjourned at 3:25 until 10:30 a. m., Thursday, February 23.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

## FORTY-SIXTH DAY.

### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Thursday, February 23, 1905.  
10:30 a. m.

The speaker called the House to order at 10:30 o'clock.

Roll call showed all members present except Messrs. Benn, Dyke, Irving, Maloney, Kenoyer, Ratcliffe, Stevenson, and Theurer.

Messrs. Kenoyer, Irving and Ratcliffe were excused.

Rev. A. G. Sawin offered prayer.

The minutes of Tuesday were read and approved.

### REMONSTRANCES.

A remonstrance from the Snohomish county horticultural society, against the passage of amendments to the horticultural law,



was read and referred to the Committee on Horticulture and Forestry.

A petition from numerous citizens of Tacoma against the passage of Senate bill No. 81, was referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

### RESOLUTIONS.

House concurrent resolution No. 8, by Mr. Dawes, ordering the printing of names and addresses of senators and representatives in the copies of the Session Laws of 1905, was adopted.

### REPORT OF STANDING COMMITTEES.

House bill No. 168: Recommend it do pass as amended.  
House bill No. 323: Recommend it do pass as amended.  
House bill No. 303: Recommend it do pass as amended.  
Senate bill No. 82: Recommend it do pass as amended.  
Senate bill No. 68: Recommend it do pass as amended.  
House bill No. 327: Recommend it do pass as amended.  
House bill No. 250: Recommend it do pass as amended, and the same be made a special order for Thursday, February 23, at 2 p. m.  
The report was adopted.

House bill No. 308: Recommend it do pass.  
House bill No. 22: Recommend it be indefinitely postponed, and that House substitute bill No. 22 be placed on second reading.  
House bill No. 319: Recommend it be indefinitely postponed.  
House bill No. 243: Recommend it be indefinitely postponed.  
House bill No. 282: Recommend it be indefinitely postponed.  
House bill No. 302: Recommend it be indefinitely postponed.  
House bill No. 8: Recommend it be indefinitely postponed.  
House bill No. 247: Recommend it be indefinitely postponed.

Committee reports on House bills Nos. 243, 282, 302, 8 and 247 were adopted and said bills were indefinitely postponed.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed and referred to the committees indicated.

House bill No. 359, by Mr. Vilas: An act to amend section 1 of an act entitled "An act to amend sections 3 to 31, both inclusive,

of an act entitled 'An act classifying the counties according to population, enumerating the county officers, fixing the salaries therefor, providing for deputies, collection of fees and payment of salaries,' received by the Governor March 25, A. D. 1890," approved March 20, 1895, the same being section 1565 of Ballinger's Annotated Codes and Statutes of the State of Washington.

Referred to the Committee on Counties and County Boundaries.

House bill No. 360, by Mr. N. E. Linsley: An act to provide for joint topographic surveys with the federal government of the lands of the State, and making an appropriation therefor.

Referred to the Committee on Irrigation.

House bill No. 361, by Mr. Doolittle: An act amending section 2 of an act entitled "An act authorizing cities and towns to construct, condemn and purchase, acquire, add to, maintain, conduct and operate water works, systems of sewerage, works for lighting, heating, fuel and power purposes, cable, electric and other railways, with all land and property required therefor, providing for payment therefor, repealing an act entitled 'An act to authorize cities and towns to purchase, contract and maintain water works, systems of sewerage, gas and electric light plants and to issue bonds to pay therefor, and declaring an emergency.'"

Referred to the Committee on Municipal Corporations of the First Class.

House bill No. 362, by Mr. Dobson: An act to regulate and render more safe the hoisting and lowering of workmen in slopes or inclines employed in coal mines, and providing a penalty for its violation.

Referred to the Committee on Mines and Mining.

House bill No. 363, by Mr. Clarke: An act repealing sections 1, 2 and 3 of chapter 101 of the Session Laws of 1899, entitled "An act to establish the number of hours to constitute a day's work on all state, county, and municipal construction or such work done by contract or sub-contract, and providing penalties for its violation," and sections 1, 2 and 3 of chapter 44 of the Session Laws of 1903, entitled "An act declaring it to be a part of the public policy of the State of Washington that all public work for it, or any political subdivision created by its laws, shall be performed in work days of not more than eight hours each, except in cases of

extraordinary emergency, with provisions for carrying out such policy."

Referred to the Committee on Roads and Bridges.

House bill No. 364, by Mr. Vogtlin: An act to amend an act entitled "An act providing for viewing, laying out, surveying, and establishing county roads," approved March 11, 1895, and to amend an act entitled "An act amending sections 3774, 3775, 3776, 3777, 3778 and 3779 of Ballinger's Annotated Codes and Statutes of Washington, relating to the establishing and opening public roads," approved March 16, 1901; providing for the establishment and opening of county roads at the cost of the applicants; granting temporary licenses and privileges to such applicants upon such county roads, and declaring an emergency.

Referred to the Committee on Roads and Bridges.

House bill No. 365, by Mr. McCoy: An act providing and directing that the Governor sign all contracts for the sale of timber and providing for the appointment of appraisers by the Governor to report upon such sale or upon the sale of any land before the Governor executes such contract or any deed to land and providing for pay for appraisers.

Referred to the Committee on State, School and Granted Lands.

The speaker in open session signed House bill No. 19 and House bill No. 172.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 23, 1905.

MR. SPEAKER:

The Senate has passed House bill No. 90, entitled "An act for the relief of John H. Willms."

Also House bill No. 214, entitled "An act making an appropriation for the division of public documents of the state library."

Also House bill No. 16, entitled "An act relating to banking and regulating foreign bankers within this State and providing a penalty."

Also Senate concurrent resolution No. 16, relating to the twenty-third international convention of the United Society of Christian Endeavor.

The Senate has also indefinitely postponed House substitute bill No. 136, entitled "An act to provide for sheriff's fees for serving warrants."

The Senate also has passed Senate bill No. 184, entitled "An act making appropriations for the salaries and expenses of the state board of control and for the maintenance of various state institutions."

Also Senate bill No. 185, entitled "An act making appropriations for certain deficiencies."

Also Senate bill No. 54, entitled "An act to appropriate funds for the payment of mileage of the presidential electors of Washington."

Also Senate bill No. 67, entitled "An act providing for the appointment of deputy coroners in certain counties."

Also Senate bill No. 119, entitled "An act to promote the agricultural interests of the State of Washington."

Also Senate substitute bill No. 188, entitled "An act providing for the irrigation, improvement and sale of lands granted to the State."

The president has signed House bill No. 172, entitled "An act directing the sale of certain lands on the north bank of the Columbia river."

Also House bill No. 19, authorizing the assessment of lands held or owned by counties or State.

Also Senate bill No. 124, entitled "An act providing for submitting the question of capital removal to a vote of the people."

The Senate has passed House bill No. 57, entitled "An act making deficiency appropriation for the state oyster board of the State of Washington," with the following amendment:

Between the words "by" and "the" of the enacting clause, insert the words "the Legislature of."

The Senate has passed House bill No. 44, entitled "An act providing for the incorporation and regulation of live stock insurance associations and declaring an emergency," with the following amendments:

Amend the title of the printed bill, by adding "and declaring an emergency."

Amend the bill by inserting the figure "5," in line 6 of section 8 of the printed bill, in lieu of the figure "2."

Amend the bill by inserting the words "as issued by the state insurance commission" after the figures "1900" in line 3, section 9, of the printed bill.

Strike out section 12 of the printed bill.

Make section 13, of the printed bill, section 12.

Make section 14, of the printed bill, section 13.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Moldstad, House bill No. 321 was re-referred to the Committee on Appropriations.

## SECOND READING OF SENATE BILLS.

Senate bill No. 45, making provision for the incorporation of cemetery associations.

The bill was read the second time by sections and passed to third reading.

Senate bill No. 20 was re-referred to the Committee on Miscellaneous Matters for amendment.

Senate bill No. 59, an act for the incorporation of associations, societies and clubs.

The following amendment, by Mr. Reid, was adopted:

Amend lines 3, 4 and 5, in section 1 of the printed bill, by striking out the words "or for the mutual benefit or advantage of the members thereof, or of any copartnership, association or corporation of which they may be members or stockholders."

On motion of Mr. Dickson, section 9 of the bill and the emergency clause of the title were ordered stricken out.

The bill was read by sections, the amendments were adopted, and Senate bill No. 59 was passed to third reading.

On motion of Mr. Doolittle Senate bill No. 20 was ordered returned to the Senate to be engrossed.

Senate bill No. 101, defining petit larceny and fixing the penalty thereof.

On motion of Mr. Todd section 2 was stricken from the bill.

The bill was read the second time by sections and passed to third reading.

Senate bill No. 95, relating to the maintenance and trial of actions by persons injured by intoxicated persons.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, your Committee on Medicine, Surgery, Dentistry and Hygiene, to whom was referred Senate bill No. 90, entitled "An act to provide a system of registration of births and deaths and the method of reporting births and deaths, and for the issuance of permits for burial," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended by inserting in section 11, line 20, of the original bill, after the word "provided," the words "or refuse or neglect to send any original certificate of death to the secretary of the state board of health," and as so amended that it do pass.

W. H. HARR, Chairman.

We concur in this report: Robt. F. Booth, Joseph Irving, George T. Doolittle, Robert A. Ayer.

Mr. Crane moved to strike the words "burial" in line 1, and also line 8 of section 5 of the engrossed bill.

The amendment was lost.

Mr. Lyons moved to indefinitely postpone Senate bill No. 90.

The House took a recess till 2 p. m.

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### AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Messrs. Dyke, Falconer, Fenton, Irving, Kenoyer, Maloney, McNicol, Ratcliffe, Stevenson and Theurer.

Messrs. Kenoyer, Irving, McNicol and Ratcliffe were excused.

### SPECIAL ORDER.

House bill No. 250 was considered on second reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 21, 1905.

MR. SPEAKER:

We, your Committee on Rules and Order, to whom was referred House bill No. 250, entitled "An act for the relief of the holders of warrants drawn upon the state normal school fund," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

That section 2 be amended by inserting between the words "and" and "interest," in line 4 of the printed bill, the word "simple"; and by inserting between the word "interest" and the word "all," in said line 4, the word "on." And that section 2 be further amended by adding thereto the following: "*Provided, however,* That no warrants shall be paid unless the holder thereof surrenders the same to the state treasurer and accepts in full payment thereof the principal and simple interest thereon."

And we recommend that the bill be made a special order for Thursday afternoon, February 23, at 2 o'clock.

J. G. MEGLER, Chairman.

We concur in this report: Geo. T. Reid, Chas. S. Gleason, Peter McGregor, W. H. Hare.

Mr. Reid moved to amend the committee amendments as follows:

Amend section 3 of the amendment by striking out everything after the word "liquidating," in line 7, and inserting in lieu thereof the following: "said bonds, and whenever and as often as there is sufficient money in said fund to redeem one of said bonds, it shall forthwith be redeemed, to the end that all of said bonds be redeemed as speedily as possible."

Amend section 1 by inserting after the figures "\$180,000.00," in line 3, the following: "in denominations not greater than "\$1000.00."

The above amendments were adopted.

On motion of Mr. Vilas the rules were suspended, the second reading was considered the third, and House bill No. 250 was placed on final passage and passed the House by the following vote: Yeas 75, nays 2, absent or not voting 17.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Reid, Renick, Roberts, Rudene, Rudio, Sheets, Shultz, Smith, Stilson, Strobbridge, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, Mr. Speaker—75.

Those voting nay were: Messrs. Keyes and Levin—2.

Those absent or not voting were: Messrs. Bartlett, Benn, Clarke, Dyke, Falconer, Fenton, Irving, Kenoyer, Maloney, McNicol, Ratcliffe, Reiter, Roth, Scott, Stevenson, Theurer, Ulsh—17.

The emergency clause of House bill No. 250 passed by the following vote: Yeas 78, nays 1, absent or not voting 15.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, Mc-

Vay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—78.

Mr. Levin voted nay.

Those absent or not voting were: Messrs. Bartlett, Clarke, Dyke, Falconer, Irving, Kenoyer, Maloney, McNicol, Ratcliffe, Reiter, Roth, Stevenson, Theurer, Ulsh, Van Slyke—15.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The House concurred in the Senate amendment to House bill No. 57 by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Lambert, Levin, J. B. Linsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Reid, Renick, Roberts, Rudene, Rudio, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—78.

Those absent or not voting were: Messrs. Bartlett; Dyke, Falconer, Houston, Irving, Kenoyer, Maloney, McNicol, Ratcliffe, Reiter, Roth, Scott, Stevenson, Strobridge, Theurer, Ulsh—16.

## SECOND READING OF BILLS.

Senate bill No. 90, to provide a system of registration of births and deaths.

The motion to indefinitely postpone Senate bill No. 90 was lost.

The following amendment by Mr. Crane was adopted:

Amend section 5 by inserting after the word "physician," in line 3, the following: "or if a regular physician be not present at the time of death, then by some adult person, parent or relative present at the time of death."



The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 90 was passed to third reading.

Senate bill No. 81, to regulate the practice of osteopathy.

On motion of Mr. Booth the minority report was adopted, and Senate bill No. 81 was indefinitely postponed.

Mr. Gleason was called to the chair.

### THIRD READING OF SENATE BILLS.

Senate bill No. 88, an act to regulate the practice of medicine and surgery:

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 60, nays 13, absent or not voting 21.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Bishop, Blackmore, Blaker, Booth, Bradley, Byerly, Coate, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Huxtable, Lee A. Johnson, Kellogg, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McGregor, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Sheets, Smith, Strobridge, Todd, Ulsh, Vilas, Vogtlin, Weber, and Mr. Speaker—60.

Those voting nay were: Messrs. Benn, Bowers, Brown, Crane, Dohson, Fulton, Harper, Hughes, Chas. Johnson, Morrill, Scott, Weatherford, Weir—13.

Those absent or not voting were: Messrs. Bartlett, Bolinger, Clarke, Crandall, Dyke, Falconer, Irving, Kenoyer, Long, Maloney, McCoy, McNicol, McVay, Poyns, Shultz, Stevenson, Stilson, Theurer, Twichell, Van Slyke, Williams—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 3, prohibiting the sale of milk in which formaldehyde or other poisonous substances shall have been mixed.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 72, nays 0, absent or not voting 22.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown,

Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Lambert, N. E. Linsley, Long, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Reid, Renick, Roth, Rudene, Scott, Sheets, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, and Williams—72.

Those absent and not voting were: Messrs. Bartlett, Booth, Dyke, Eidemiller, Falconer, Huxtable, Irving, Kenoyer, Levin, J. B. Lindsley, Lyons, Maloney, McNicol, Ratcliffe, Reiter, Roberts, Rudio, Shultz, Stevenson, Theurer, Weatherford, and Mr. Speaker—22.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 96, fixing the penalty for unlawfully assisting prisoners to escape.

The bill as amended was read the third time and placed on final passage and passed by the following vote: Yeas 66, nays 2, absent or not voting 26.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, N. E. Linsley, Long, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Vilas, Weatherford, Weber, Williams—66.

Those voting nay were: Messrs. Griffin and Keyes—2.

Those absent or not voting were: Messrs. Booth, Bowers, Dyke, Eidemiller, Falconer, Houston, Huxtable, Irving, Kenoyer, Lambert, Levin, J. B. Lindsley, Lyons, Maloney, McNicol, Poyns, Ratcliffe, Reiter, Sheets, Shultz, Stevenson, Theurer, Van Slyke, Vogtlin, Weir, and Mr. Speaker—26.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 85, providing for sanitary conditions in hotel and restaurant kitchens.

The bill as amended was read the third time and placed on final passage and passed by the following vote: Yeas 68, nays 2, absent or not voting 24.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, N. E. Linsley, Lyons, McCoy, McGregor, McVay, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Williams, and Mr. Speaker—68.

Those voting nay were: Messrs. Griffin and Keyes—2.

Those absent or not voting were: Messrs. Bartlett, Booth, Clarke, Dyke, Eidemiller, Falconer, Houston, Irving, Kenoyer, Lambert, Levin, J. B. Lindsley, Long, Maloney, McNicol, Melcher, Ratcliffe, Shultz, Stevenson, Stilson, Strobridge, Theurer, Van Slyke, and Weir—24.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 9, making the drawing of a bank check or draft for the payment of money without funds or credit to meet the same, a felony.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 62, nays 7, absent or not voting 25.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Frostad, Fulton, Gleason, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, N. E. Linsley, Long, Lyons, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Reid, Reiter, Renick, Roberts, Rudio, Scott, Smith, Stilson,

Todd, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—62.

Those voting nay were: Messrs. Griffin, Harper, Lee A. Johnson, Keyes, Lambert, Roth, Sheets—7.

Those absent or not voting were: Messrs. Bishop, Booth, Crandall, Geo. L. Davis, Dyke, Falconer, Fancher, Fenton, Irving, Kellogg, Kenoyer, Levin, J. B. Lindsley, Maloney, McCoy, McNicol, Ratcliffe, Rudene, Shultz, Stevenson, Strobridge, Theurer, Twichell, Van Slyke, and Weir—25.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 6, an act creating two certain funds in the State treasury.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Booth, Bowers, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Lambert, N. E. Linsley, Long, Lyons, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stilson, Twichell, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—69.

Those absent or not voting were: Messrs. Benn, Bolinger, Bradley, Crandall, Dawes, Dyke, Falconer, Fenton, Houston, Irving, Kenoyer, Levin, J. B. Lindsley, Maloney, McNicol, Poyns, Ratcliffe, Shultz, Stevenson, Strobridge, Theurer, Todd, Ulsh, Van Slyke, Weir—25.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 43, for the relief of Frank C. Owings.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 65, nays 0, absent or not voting 29.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett,

Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Ericksen, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Sheets, Smith, Todd, Twichell, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—65.

Those absent or not voting were: Messrs. Bradley, Clarke, Crandall, Dickson, Dyke, Eidemiller, Falconer, Fenton, Houston, Huxtable, Irving, Kellogg, Kenoyer, Maloney, McNicol, Miller, Poyns, Ratcliffe, Roth, Scott, Shultz, Stevenson, Stilson, Strobridge, Theurer, Ulsh, Van Slyke, Vilas, Weir—29.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 48, making an appropriation for the relief of the Capital National Bank of Olympia.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Brown, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Smith, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, Mr. Speaker—70.

Those absent or not voting were: Messrs. Benn, Bradley, Byerly, Clarke, Crandall, Dickson, Dyke, Falconer, Fenton, Irving, Kellogg, Kenoyer, Lyons, Maloney, McNicol, Poyns, Ratcliffe, Roth, Sheets, Shultz, Stevenson, Stilson, Strobridge, and Theurer—24.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., February 23, 1905.

*To the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved House bill No. 172, entitled:

"An act directing the sale of the following described land, to-wit: 'Beginning on the north bank of the Columbia river at a point ten (10) rods east of the section line between sections seventeen (17) and eighteen (18), township nine (9) north, range nine west of W. M.; thence north six (6) rods; thence west two (2) rods; thence north fourteen (14) rods; thence west eighteen (18) rods; thence south twenty (20) rods to the bank of the Columbia river; thence east along the meanders of said river to the place of beginning, being two and fifty one-hundredths acres in sections seventeen and eighteen, township nine north, range nine west of W. M.,' and making an appropriation therefor, and declaring an emergency."

A. N. BROWN, Private Secretary.

## SENATE AMENDMENTS.

The House concurred in Senate amendments to House bill No. 44 by the following vote: Yeas 69, nays 2, absent or not voting 23.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, D. J. Davis, Geo. L. Davis, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Huxtable, Lee A. Johnson, Kellogg, Lambert, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Weir, Williams, and Mr. Speaker—69.

Those voting nay were: Messrs. Griffin and Keyes—2.

Those absent or not voting were: Messrs. Ayer, Benn, Clarke, Crandall, Crane, Dawes, Dickson, Dyke, Falconer, Hughes, Irv-

ing, Chas. Johnson, Kenoyer, Levin, Lyons, Maloney, McNicol, Ratcliffe, Roth, Shultz, Stevenson, Strobridge, Theurer—23.

Senate bill No. 20 was taken from the hands of the clerk and the bill was ordered placed on the calendar on third reading.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 10, 1905.

MR. SPEAKER:

We, a majority of your Committee on Public Morals, to whom was referred House bill No. 125, entitled "An act providing for the general regulation and sale of intoxicating liquors," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

In title of bill, in line 2 of printed bill, after the words "petition of" strike "15" and in lieu thereof insert "25."

In section 1, being line 1 of the printed bill, after the words "signed by" strike the word "fifteen" and in lieu thereof insert the word "twenty-five."

In line 14 of section 5 of printed bill after the word "limitation" insert the words "Provided, That in any township or precinct of a county, ward or precinct of a city which votes for license the authorities may grant license according to law."

G. C. KENOYER, Chairman.

We concur in this report: H. C. Fulton, Oliver Byerly, J. D. Bassett, K. P. Frostad.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 10, 1905.

MR. SPEAKER:

We, a minority of your Committee on Public Morals, to whom was referred House bill No. 125, entitled "An act providing for the general regulation and sale of intoxicating liquors," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do not pass as amended.

WM. H. WEBER.

L. N. GRIFFIN.

DAVID LEVIN.

THOS. HAMILTON.

On motion of Mr. J. B. Lindsley section 7 was stricken from the bill.

Mr. Huxtable moved to indefinitely postpone House bill No. 125.

Messrs. Bishop, Bartlett, Fenton, Booth, Todd, Johnson and others demanded a roll call.

The motion was lost by the following vote: Yeas 30, nays 50, absent or not voting 14.

Those voting yea were: Messrs. Bartlett, Benn, Bishop, Blaker, Booth, Brown, Clarke, Crandall, Geo. L. Davis, Dickson, Dobson, Eidemiller, Fenton, Griffin, Hamilton, Harper, Hoch, Houston, Huxtable, Keyes, Levin, Lyons, Olsen, Poyns, Sheets, Strobridge, Twichell, Van Slyke, Weber, Weir—30.

Those voting nay were: Messrs. Allen, Ayer, Bassett, Blackmore, Bolinger, Bowers, Bradley, Byerly, Coate, D. J. Davis, Dawes, Doolittle, Ericksen, Fancher, Frostad, Fulton, Gleason, Hare, Henderson, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Lambert, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Reid, Reiter, Roberts, Rudene, Rudio, Scott, Smith, Stilson, Todd, Ulsh, Vilas, Vogtlin, Williams, Mr. Speaker—50.

Those absent or not voting were: Messrs. Crane, Dyke, Falconer, Irving, Kenoyer, Maloney, McNicol, Ratcliffe, Renick, Roth, Shultz, Stevenson, Theurer, Weatherford—14.

The House adjourned at 4:40 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## FORTY-SEVENTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Friday, February 24, 1905. }  
10 o'clock a. m.

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Messrs. Blaker, Ratcliffe and Theurer.



Mr. Ratcliffe was excused.

Rev. D. M. Montgomery offered prayer.

The minutes of yesterday were read and approved.

### REPORTS OF STANDING COMMITTEES.

Senate bill No. 129: Recommend it do pass as amended.

House bill No. 333: Recommend it do pass as amended.

House bill No. 345: Majority report recommends it be referred to Committee on Appropriations.

House bill No. 345: Minority report recommends it be indefinitely postponed.

The minority report was adopted, and House bill No. 345 was indefinitely postponed.

House bill No. 3: Recommend it do pass as amended.

House bill No. 353: Recommend it do pass as amended.

House bill No. 269: Committee declared bill unconstitutional.

House bill No. 269 was indefinitely postponed.

Senate bill No. 21: Committee recommends it be placed on the calendar.

The report was adopted.

House bill No. 340: Majority report recommends it do pass.

House bill No. 340: Minority report recommends it be indefinitely postponed.

House bill No. 154: Recommend it do pass.

House bill No. 10: Recommend it do pass.

House bill No. 329: Recommend it do pass.

House bill No. 257: Recommend it do pass.

Senate bill No. 121: Recommend it do pass.

House bill No. 307: Recommend it do pass.

House bill No. 121: Recommend it be indefinitely postponed.

House bill No. 279: Recommend it be indefinitely postponed.

House bill No. 277: Recommend it be indefinitely postponed.

House bill No. 322: Recommend it be indefinitely postponed.

House bill No. 275: Recommend it be indefinitely postponed.

Committee reports on House bills Nos. 121, 279, 277, 322 and 275 were adopted and said bills were indefinitely postponed.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed and referred to the committees indicated:

House bill No. 366, by Mr. N. E. Linsley: An act to prohibit the sale of intoxicating liquors to the inmates of the state penitentiary, the state reform school, the hospital for the insane and the state soldiers' home, and providing a penalty for an infraction of the provisions of this bill, and declaring an emergency.

Referred to the Committee on Public Morals.

House bill No. 367, by Mr. Blackmore: An act to change the name of the state institution located at Vancouver, Washington, from "state school for defective youth" to "state school for the deaf and blind."

Referred to the Committee on State School for Defective Youth and Reform School.

House bill No. 368, by Mr. Irving: An act to provide for the preservation of the forests of this State, for the prevention, control and suppression of forest fires, to create a state board of forest commissioners, providing for a state fire warden and forester, deputy fire wardens, forest rangers, defining their duties and powers, making an appropriation therefor, and providing punishments for the violation thereof, declaring an emergency and repealing an act entitled "An act to protect from fire forests and other property within the State of Washington, and creating forest fire wardens, deputies, patrolmen, and defining the duties and providing penalties, and declaring an emergency," approved March 16, 1903.

Referred to the Committee on State, School and Granted Lands.

House bill No. 369, by Mr. Van Slyke: An act to amend sections 7 and 12 of "An act providing for the levy, collection and manner of payment of road, bridge, poll and property taxes, and the manner of the expenditure thereof, and providing for the division of counties into road districts, and the appointment of supervisors thereof, and repealing all acts and parts of acts in conflict herewith," approved March 16, 1903.

Referred to the Committee on Roads and Bridges.

On motion of Mr. Vilas House bill No. 359 was re-referred to the Committee on Compensation and Fees for State and County Officers.

## FIRST READING OF SENATE BILLS.

Senate bill No. 185: An act making appropriations for certain deficiencies for fiscal periods prior to March 31, 1905, and for other purposes.

Referred to the Committee on Appropriations.

Senate bill No. 184: An act making appropriations for the salaries and expenses of the state board of control and for the maintenance and sundry expenses of the various state penal, reformatory and charitable institutions for the fiscal term beginning April 1, 1905, and ending March 31, 1907.

Referred to the Committee on Appropriations.

Senate bill No. 67: An act to enable coroners of counties having a population of fifty thousand or more inhabitants to appoint a deputy coroner for such counties, and prescribe his duties.

Referred to the Committee on Municipal Corporations of the First Class.

Senate bill No. 119: An act to promote the agricultural interests of the State of Washington, providing for county inspectors of apiaries, defining their duties, and providing for their compensation.

Referred to the Committee on Agriculture.

Senate bill No. 54: An act to appropriate funds for the payment of mileage and per diem of the presidential electors of the State of Washington.

Referred to the Committee on Appropriations.

Senate substitute bill No. 188: An act providing for the irrigation, improvement and sale of lands granted to the State of Washington for any and all purposes and uses.

Referred to the Committee on Irrigation.

Senate concurrent resolution No. 16: That the Legislature of the State of Washington extend to the United Society of Christian Endeavor a most cordial invitation to hold their next convention in the city of Seattle in 1907.

Senate concurrent resolution No. 16 was adopted by the House.

## REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 23, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred enrolled House bills Nos. 106, 57, 16, 90, 214, 131 and 150, have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted.

S. W. FENTON, Chairman.

We concur in this report: John A. Fancher, W. H. Hughes, Wm. Shultz.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 24, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bills Nos. 55, 39, 72, 252, 115, 224, 237, 297, 193, 199, 96, 161, 248, 130, 276, 70, 272, 153, 140, 13, 251, 202, 126, 201, 95, 177, 250, 153, 156 and 226, have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

LEE VAN SLYKE, Chairman.

We concur in this report: Frank Allen, E. A. Blackmore, Frank H. Renick, C. E. Vilas, K. P. Frostad, E. D. Reiter.

## SECOND READING OF BILLS.

House bill No. 125, providing for elections upon a petition of 15 per cent. of the legal voters.

The following amendments by Mr. Gleason were adopted:

Amend House bill No. 125 by striking out all of section 1 and substituting therefor the following:

Section 1. Whenever, on or before the 15th day of April in any year, a petition therefor signed by twenty-five per cent of the qualified electors of any voting precinct shall be filed with the county auditor of the county in which such voting precinct is located, if such voting precinct be without the corporate limits of any incorporated city or town, or with the city or town clerk of any incorporated city or town if such voting precinct be within the limits of such city or town, the board of county commissioners of such county or the council of such city or town, as the case may be, shall order an election to be held within such voting precinct on the first Tuesday after the first Monday

in the month of June following the filing of such petition, to determine by ballot whether or not any license for the sale of intoxicating liquors shall be granted in such voting precinct, and such order shall be entered upon the official records of such board of commissioners or council, as the case may be.

*Provided*, That after such an election has been held, no other election on such question shall be held in such precinct during the next ensuing year.

The county commissioners shall determine as to the sufficiency of the petition filed by the number of votes cast in said county for the office of county auditor at the last preceding general election, and the council of such city or town shall determine as to the sufficiency of said petition by the number of votes cast in said city or town for the office of mayor at the last preceding general municipal election."

Amend section 2 by striking out all of said section and substituting therefor the following:

"Section 2. The county auditor in case such election be ordered in a precinct without the corporate limits of any incorporated city or town, and the municipal clerk in case such election is ordered in any precinct within the corporate limits of any incorporated city or town, shall furnish the ballots to be used at such elections, as provided in the general election law, which ballots shall be printed and contain the following words:

Shall licenses for the sale of intoxicating liquors in.....  
precinct be granted? Yes..... ☐

Shall licenses for the sale of intoxicating liquors in.....  
precinct be granted? No..... ☐

(giving the official name or number of such precinct), and the electors in order to vote must mark a cross in the square opposite one of the answers."

Amend section 3 as follows:

Strike out the word "must" and insert in lieu thereof the word "shall" wherever it occurs in line 2, section 3, of the printed bill, being in lines 2 and 3, section 3, of the original bill.

Amend section 4 by striking out all of said section and substituting therefor the following:

"Section 4. Notice of the election shall be published once each week for four consecutive weeks prior to the date of holding such election, in the official newspaper of such county, city or town, as the case may be, if there be an official newspaper, and if not, then in such newspaper as the board of county commissioners or the city or town council, as the case may be, shall designate.

Strike out all of section 5 and insert in lieu thereof:

"Section 5. When such an election is held in any voting precinct and the majority of the votes cast are against the granting the licenses for sale of intoxicating liquors as provided in this act, no license shall be granted for the sale of intoxicating liquors within such voting precinct until at a subsequent election therein for that purpose, a majority of the votes shall be cast in favor of granting of licenses for the sale of intoxicating liquors within said precinct, and any licenses granted or attempted to be granted in violation of the provisions of this act shall be void."

Strike out sections 6 and 7 and make section 8 read section 6.

Strike out all of section 8 (now section 6) after the word "properties," in line 3 of the original bill, being line 3 of the printed bill.

Strike out all of section 9 and make section 10 read section 7.

Strike out all of section 11 and section 12.

Amend the title by striking out and substituting therefor the following:

"An act providing for holding elections in any voting precinct to determine whether or not licenses for the sale of intoxicating liquors shall be granted; providing for the ordering of such elections upon the petition of twenty-five per cent of the qualified electors of any voting precinct and for the time and manner of holding the same; providing for the publication of notices of such elections and limiting the time within which the same question may again be submitted to vote in the same precinct, and limiting the power of granting licenses in accordance with the result of said elections."

On motion of Mr. Gleason House bill No. 125 was ordered engrossed as amended and ordered re-printed.

The speaker in open session signed Senate bill No. 124, House bills Nos. 106, 57, 16, 90, 214, 131 and 150.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 14, 1905.

MR. SPEAKER:

We, your Committee on Revenue and Taxation, to whom was referred House bill No. 228, entitled "An act relating to the taxing of timber when sold separate and distinct from the land," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Insert in line 1 of section 1, between the words "sold" and "and," the words "by the State."

GEO. T. REID, Chairman.

We concur in this report: H. C. Fulton, J. L. Harper, J. A. Kellogg, Geo. L. Davis, Wm. Coate, J. A. Falconer, F. A. Bartlett, S. W. Fenton.

The following amendment by Mr. N. E. Linsley was lost:

Amend by adding to line 2, section 2, the following: "Provided, The

per diem of such cruisers shall not exceed (\$3.50) three dollars and fifty cents per day."

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 228 was passed to third reading, and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 141, entitled "An act to amend an act entitled 'An act to provide for the organization and incorporation of companies for clearing out and improving rivers and streams,'" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended it do pass.

Amend title by inserting between the word "amend" and the word "an" the following words: "section 3 of."

Strike out section 2.

JOSEPH B. LINDSLEY.  
ELMER E. TODD.  
H. L. STROBRIDGE.  
GEO. T. REID.  
S. A. CRANDALL.  
ROBT. F. BOOTH.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 141 was passed to third reading, and ordered engrossed.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 24, 1905.

MR. SPEAKER:

The president has signed House bill No. 106, entitled "An act for the punishment of the crime of seduction."

Also House bill No. 57, making a deficiency appropriation for the state oyster board.

Also House bill No. 16, relating to banking.

Also House bill No. 214, an appropriation for the division of documents of Washington.

Also House bill No. 131, to repeal an act for the annexing of territory to other counties.

Also House bill No. 150, relating to sidewalks in cities and towns.

Also House bill No. 90, for the relief of John H. Willms.

The Senate has passed House concurrent resolution No. 8, relating to printing of Session Laws.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

### SPECIAL ORDER.

House substitute bill No. 6, to establish a railroad and transportation commission.

On motion of Mr. Dickson a call of the House was demanded, and the sergeant-at-arms was instructed to lock the doors of the House and permit no members to leave during the consideration of the call.

The roll call showed all members present except Messrs. Bradley, Lyons, Poyns, Ratcliffe, Strobridge and Theurer.

Messrs. Ratcliffe and Strobridge were excused.

Mr. Theurer was reported out of the city.

The sergeant-at-arms was instructed to find Messrs. Bradley, Poyns and Lyons.

Mr. Williams moved to take a recess till 1:30.

The motion was lost.

Messrs. Poyns, Lyons and Bradley entered the House.

Mr. Todd moved that the further call of the House be suspended.

The motion was carried.

The following amendment was proposed by Mr. Houston:

Amend section 3 by striking out, in line 10, after words "provided (or by inquiry upon their own motion)."

Roll call was demanded by Messrs. Crane, Kellogg, Todd, Lyons, Bishop, J. B. Lindsley, Morrill, Fancher, Kenoyer, Dickson, and others.

The amendment was lost by the following vote: Yeas 30, nays 61, absent or not voting 3.

Those voting yea were: Messrs. Bartlett, Bishop, Blackmore, Blaker, Brown, Clarke, Coate, Dawes, Eidemiller, Falconer, Gleason, Griffin, Hamilton, Houston, Irving, Lambert, Levin, Lyons, McNicol, McVay, Morrill, Poyns, Renick, Roberts, Stevenson, Twichell, U'ish, Van Slyke, Weir, and Mr. Speaker—30.

Those voting nay were: Messrs. Allen, Ayer, Bassett, Benn, Bolinger, Booth, Bowers, Bradley, Byerly, Crandall, Crane, D. J.



Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Ericksen, Fancher, Fenton, Frostad, Fulton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Reid, Reiter, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Vilas, Vogtlin, Weatherford, Weber, and Williams—61.

Those absent or not voting were: Messrs. Ratcliffe, Strobridge, and Theurer—3.

Mr. Houston offered the following amendment which was adopted.

Amend section 6 by substituting "thirty" for "twenty," in line 11.

Mr. Houston offered the following amendment:

In lines 26 and 27, section 6, strike out the words "or by inquiry upon its own motion."

The House took a recess at 12 o'clock till 2 p. m.

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### AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Messrs. Ratcliffe, Strobridge, and Theurer.

Messrs. Ratcliffe and Strobridge were excused.

House substitute bill No. 6 being under consideration, a roll call was demanded by Mr. Dickson and others on the amendment offered by Mr. Houston.

Mr. Houston withdrew his amendment.

Mr. Houston offered the following amendment:

Amend section 11 by striking out after the word "right," in line 1, the words "at such times as they may deem necessary." Strike out period (.) after "same," in line 5. Add after the word "same," in line 5, the words "when necessary to do so when prosecuting a case against any railroad or express company."

Roll call was demanded by Mr. Dickson and others.

The amendment was lost by the following vote: Yeas 32, nays 58, absent or not voting 4.

Those voting yea were: Messrs. Bartlett, Bishop, Blackmore,

Blaker, Brown, Clarke, Coate, Crandall, Dawes, Doolittle, Eidemiller, Falconer, Gleason, Griffin, Hamilton, Houston, Irving, Levin, McNicol, McVay, Miller, Morrill, Poyns, Renick, Roberts, Roth, Stevenson, Twichell, Ulsh, Van Slyke, Weir, and Mr. Speaker—32.

Those voting nay were: Messrs. Allen, Ayer, Bassett, Benn, Bolinger, Booth, Bowers, Bradley, Byerly, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Dyke, Ericksen, Fancher, Fenton, Frostad, Fulton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, Melcher, Minard, Moldstad, Morgan, Olsen, Reid, Reiter, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Vilas, Vogtlin, Weatherford, Weber, and Williams—58.

Those absent or not voting were: Messrs. Lyons, Ratcliffe, Strobridge, and Theurer—4.

The following amendment was offered by Mr. Houston:

Strike out all of section 11 after the word "inspection," in line 10 of printed bill.

A roll call was demanded by Mr. Dickson and others.

The amendment was lost by the following vote: Yeas 32, nays 56, absent or not voting 6.

Those voting yea were: Messrs. Bartlett, Bishop, Blackmore, Blaker, Bradley, Brown, Clarke, Coate, Geo. L. Davis, Dawes, Eidemiller, Falconer, Gleason, Griffin, Hamilton, Houston, Huxtable, Irving, Levin, Lyons, McNicol, McVay, Miller, Morrill, Renick, Stevenson, Twichell, Ulsh, Van Slyke, Vilas, Weir, and Mr. Speaker—32.

Those voting nay were: Messrs. Allen, Ayer, Bassett, Benn, Bolinger, Booth, Bowers, Byerly, Crandall, Crane, D. J. Davis, Dickson, Dobson, Doolittle, Dyke, Ericksen, Fancher, Fenton, Frostad, Fulton, Hare, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, Long, Maloney, McCoy, McGregor, Melcher, Minard, Moldstad, Morgan, Olsen, Reid, Reiter, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Vogtlin, Weatherford, Weber, and Williams—56.

Those absent or not voting were: Messrs. N. E. Linsley, Poyns, Ratcliffe, Roth, Strobridge, and Theurer—6.

Mr. Houston offered the following amendment :

Strike out all of line 3, in section 12, to and including the word "employees," in line 4.

A roll call was demanded by Mr. Dickson and others.

The amendment was lost by the following vote : Yeas 42, nays 47, absent or not voting 5.

Those voting yea were : Messrs. Bartlett, Benn, Bishop, Blackmore, Blaker, Brown, Clarke, Coate, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Gleason, Griffin, Hamilton, Hare, Houston, Huxtable, Irving, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McNicol, McVay, Miller, Moldstad, Morgan, Morrill, Renick, Stevenson, Twichell, Ulsh, Van Slyke, Weir, Williams, and Mr. Speaker—42.

Those voting nay were : Messrs. Allen, Ayer, Bassett, Bolinger, Booth, Bowers, Bradley, Byerly, Crandall, Crane, D. J. Davis, Dickson, Fancher, Fenton, Frostad, Fulton, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Long, Maloney, McGregor, Melcher, Minard, Olsen, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Vilas, Vogtlin, Weatherford, and Weber—47.

Those absent or not voting were : Messrs. Dyke, Poyns, Ratcliffe, Strobridge, and Theurer—5.

Mr. Houston moved to amend House substitute bill No. 6 by substituting therefor a bill agreed upon by a majority of the Joint Committee on Railroads.

Roll call was demanded by Mr. Dickson and others.

The amendment was lost by the following vote : Yeas 23, nays 64, absent or not voting 7.

Those voting yea were : Messrs. Bishop, Blackmore, Blaker, Brown, Clarke Coate, Eidemiller, Gleason, Griffin, Hamilton, Houston, Irving, Levin, McNicol, McVay, Morrill, Poyns, Renick, Stevenson, Twichell, Van Slyke, Weir, and Mr. Speaker—23.

Those voting nay were : Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bolinger, Booth, Bowers, Bradley, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, J. B. Lindsley, N. E. Linsley,

Long, Maloney McCoy, McGregor, Melcher, Minard, Moldstad, Morgan, Olsen, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Ulsh, Vilas, Vogtlin, Weatherford, Weber, and Williams—64.

Those absent or not voting were: Messrs. Dawes, Lambert, Lyons, Miller, Ratcliffe, Strobbridge, and Theurer—7.

Mr. Gleason moved that House substitute bill No. 6 lay over for twenty-four hours, or until 3 o'clock tomorrow, for the purpose of amendment.

Roll call was demanded by Mr. Dickson and others.

The motion by Mr. Gleason was lost by the following vote: Yeas 31, nays 59, absent or not voting 4.

Those voting yea were: Messrs. Bishop, Blackmore, Blaker, Brown, Clarke, Coate, D. J. Davis, Dawes, Doolittle, Eidemiller, Fenton, Gleason, Griffin, Hamilton, Harper, Houston, Huxtable, Irving, Chas. Johnson, N. E. Linsley, Lyons, McNicol, McVay, Miller, Morrill, Poyns, Renick, Twichell, Vilas, Weir, and Mr. Speaker—31.

Those voting nay were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bolinger, Booth, Bowers, Bradley, Byerly, Crandall, Crane, Geo. L. Davis, Dickson, Dobson, Dyke, Ericksen, Falconer, Fancher, Frostad, Fulton, Hare, Henderson, Hoch, Hughes, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, Long, Maloney, McCoy, McGregor, Melcher, Minard, Moldstad, Morgan, Olsen, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Ulsh, Van Slyke, Vogtlin, Weatherford, Weber, and Williams—59.

Those absent or not voting were: Messrs. Levin, Ratcliffe, Strobbridge, and Theurer—4.

Mr. Dickson moved the rules be suspended, the second reading considered the third, and House substitute bill No. 6 be placed on final passage.

Roll call was demanded by Mr. Dickson and others.

The motion was lost by the following vote: Yeas 59, nays 32, absent or not voting 3.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bolinger, Booth, Bowers, Bradley, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Ericksen, Fancher, Fenton, Frostad, Fulton, Hare, Harper, Henderson,

Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, J. B. Lindsley, Long, Maloney, McGregor, Melcher, Minard, Moldstad, Morgan, Olsen, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Vogtlin, Weatherford, Weber, and Williams—59.

Those voting nay were: Messrs. Bartlett, Bishop, Blackmore, Blaker, Brown, Clarke, Coate, Dawes, Eidemiller, Falconer, Gleason, Griffin, Hamilton, Houston, Irving, Lambert, Levin, N. E. Linsley, Lyons, McCoy, McNicol, McVay, Miller, Morrill, Poyns, Renick, Twichell, Ulsh, Van Slyke, Vilas, Weir, and Mr. Speaker—32.

Those absent or not voting were: Messrs. Ratcliffe, Strobridge, and Theurer—3.

Mr. Crane moved that House substitute bill No. 6 be made a special order for tomorrow morning at 11 o'clock.

The motion was carried.

The House adjourned at 4 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## FORTY-EIGHTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Saturday, February 25, 1905. }  
10 o'clock.

The speaker called the House to order at 10 a. m.

Roll call showed all members present except Messrs. Booth, Brown, Lyons, Morgan, Morrill, Poyns, Roth, Strobridge, Theurer, and Weir.

Messrs. Brown, Strobridge and Theurer were excused.

Rev. A. G. Sawin offered prayer.

The minutes of yesterday were read and approved.

### REPORTS OF STANDING COMMITTEES.

House bill No. 240: Recommend it do pass.

Senate substitute bill No. 188: Recommend it do pass.

House bill No. 363: Recommend it do pass.

House bill No. 210: Recommend it do pass as amended.

Senate bill No. 107: Recommend it do pass as amended.

Senate bill No. 112: Recommend it do pass as amended.

House bill No. 230: Recommend it do pass as amended.

House bill No. 241: Recommend it do pass as amended.

House bill No. 216: Recommend it do pass as amended.

House bill No. 337: Recommend it do pass as amended.

House bill No. 184: Recommend it do pass as amended.

House bill No. 299: Recommend it do pass as amended.

House bill No. 313: Recommend it do pass as amended.

House bill No. 38: Recommend House substitute bill No. 38 be substituted and ordered printed.

The report was adopted and on motion of Mr. Dickson House substitute bill No. 38 was made a special order for Tuesday, February 28, at 2 p. m.

Senate bill No. 177: Committee recommends that it be substituted for House bill No. 318 and do pass.

The report was adopted.

House bill No. 321: Recommend it do pass as amended.

House substitute bill No. 25: Recommend it do pass as amended.

House bill No. 97: Recommend it do pass as amended.

House bill No. 11: Recommend it do pass.

House bill No. 122: Recommend it be indefinitely postponed.

House bill No. 63: Recommend it be indefinitely postponed.

House bill No. 217: Recommend it be indefinitely postponed.

House bill No. 85: Recommend it be indefinitely postponed.

House bill No. 56: Recommend it be indefinitely postponed.

House bill No. 77: Recommend it be indefinitely postponed.

Committee reports on House bills Nos. 122, 63, 217, 85, 56 and 77 were adopted and said bills were indefinitely postponed.

### INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated:

House bill No. 370, by Mr. Vilas: An act providing for the insurance of public buildings and public property of the State of Washington; making it the duty of the Secretary of State, with the consent and approval of the Governor, to contract with fire insurance companies for the insurance of the public buildings and public property of the State at not less than one half of their real value, and dividing the insurance equitably between all of the fire insurance companies doing business in the State and making provision for the payment of the premiums of insurance: declaring an emergency.

Referred to the Committee on Insurance.

House bill No. 371, by Committee on Game and Game Fish: An act providing for a closed season for trout in Trout creek, Ferry county, for the protection of trout and other game fish, repealing chapter 159 of the Laws of 1901, chapter 108 of the Laws of 1903, and all other acts or parts of acts in conflict with this act, providing a punishment, and declaring an emergency.

Ordered placed on the calendar.

House bill No. 372, by Mr. Reid: An act regulating the keeping and deposit of public funds in the banks by the several county treasurers of this State.

Referred to the Committee on Revenue and Taxation.

House bill No. 373, by Mr. Reiter (by request): An act to amend section 4652 of Ballinger's Annotated Codes and Statutes of Washington and relating to the time and place for holding sessions of the Superior Court of the State of Washington.

Referred to the Committee on Libraries.

House bill No. 374, by Mr. Doolittle: An act to regulate the practice of nursing, and licensing of persons to carry on such practice, and providing for a punishment for its violation.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

House bill No. 375, by Appropriation Committee: An act providing for the transportation of convicts to the State penitentiary, transportation of insane persons to the hospital for the insane, and incorrigibles to the state reform school, repealing laws inconsistent with this act and declaring an emergency.

Ordered placed on the calendar.

House bill No. 376, by Mr. Kellogg: An act authorizing the

execution on behalf of the State of Washington on bonds in judicial proceedings and declaring an emergency.

Referred to the Committee on Judiciary.

House memorial No. 10, by Mr. Bartlett (by request): Praying the Congress of the United States to provide for and submit amendments to the several States of the Union for amending the United States Constitution.

Referred to the Committee on Memorials.

## MESSAGES FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., February 23, 1905.

*To the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved House bill No. 19, entitled:

"An act authorizing the assessments of lands held or owned by any county in the State, within the limits of incorporated cities or towns in such county, for local improvements, and providing for the payment of such assessments."

A. N. BROWN, Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., February 24, 1905.

*To the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved:

House bill No. 57, entitled "An act making a deficiency appropriation for the state oyster board of the State of Washington."

House bill No. 214, entitled "An act making an appropriation for the use of the division of public documents of the state library."

House bill No. 131, entitled "An act to repeal an act entitled 'An act to amend section 1 (Pierce's Code, section 3921) of an act entitled "An act to provide for annexing certain county territory to a neighboring county to which it is contiguous," and to repeal section 10 of said act, approved March 9, 1891,' approved March 16, 1903, and declaring an emergency.'"

House bill No. 90, entitled "An act for the relief of John H. Willms, and authorizing the commissioner of public lands of the State of Washington to relinquish on behalf of the State of Washington, for the benefit of John H. Willms, the south half of the south half of section 36, township 25, north of range 22 east of the Willamette meridian."

House bill No. 106, entitled "An act relating to the punishment of the crime of seduction, and amending section 7066 of Ballinger's Annotated Codes and Statutes of Washington."



House bill No. 16, entitled "An act relating to banking, and regulating foreign banks and foreign bankers doing business within this State, and providing a penalty."

A. N. BROWN, Private Secretary.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., February 25, 1905.

MR. SPEAKER:

The Senate has passed House bill No. 110, entitled "An act to amend the law relating to a close season for trout fishing," etc., with the following amendments:

Amend the title of the engrossed bill by striking out the words "and declaring an emergency."

Strike out section 2 of the engrossed bill.

Also House bill No. 54, entitled "An act to amend the law relating to the adulteration of food, and fraud in the sale thereof," etc., with the following amendments:

Amend section 1 by adding after the figure "5," in line 1, section 1, the following: "of 'An act to provide against the adulteration of food and fraud in the sale thereof; creating a state board of food commission, defining their duties and providing for the appointment of an officer to be known as the state dairy and food commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency, and repealing 'An act to provide against the adulteration of food,' approved March 13, 1899,' approved March 16, 1901.'"

Amend section 2 by adding after the figure "6," in line 1, section 2, the following: "of 'An act to provide against the adulteration of food and fraud in the sale thereof; creating a state board of food commission, defining their duties and providing for the appointment of an officer to be known as the state dairy and food commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency, and repealing 'An act to provide against the adulteration of food,' approved March 13, 1899,' approved March 16, 1906.'"

In line 7 of section 2 of the printed bill, strike out the words "the face of."

From the title of the act, strike out the words "the same being sections 5327 and 5328 of Pierce's Code."

Also House bill No. 102, entitled "An act relating to the powers of eminent domain in cities and towns of the State of Washington," etc with the following amendments:

In line 1 of section 22 of the printed bill, after the word "of," insert the words "the superior judge and."

In line 1 of section 25 of the printed bill, strike out the letter "s" from the word "hearing."

In line 2 of section 25 of the printed bill, strike out the word "been."

In line 5 of section 25 of the printed bill, strike out the words "shall have."

In line 9 of section 25 of the printed bill, strike out the words "of notices."

In line 10 of section 25 of the printed bill, strike out the letters "es" from the word "summonses."

In lines 1 and 2 of section 26 of the printed bill, strike out the words "putting up" and insert in lieu thereof the word "posting."

In line 1 of section 28 of the printed bill, insert a comma after the word "hearing."

In line 13 of section 32 of the printed bill, strike out the word "thirty" and insert in lieu thereof the word "sixty."

In line 9 of section 33 of the printed bill, after the word "payment," insert the following: "The owner shall annually notify the treasurer of his address and it shall be the duty of the treasurer to mail the notice above provided for to such address."

In line 19 of section 41 of the printed bill, strike out the word "may," after the word "notice," and insert in lieu thereof the word "shall." Also, in the same line and section, after the word "persons," insert the following: "if a resident of the county and not previously personally served in the action."

Strike out section 42 and insert in lieu thereof the following: "Section 42. All moneys collected by the treasurer upon assessments under this act shall be kept as a separate fund and shall be used for no other purpose than the redemption of warrants or bonds drawn or issued against the fund."

Also House bill No. 71, entitled "An act to amend the law relating to elections," with the following amendments:

Amend the title by inserting, after the word "Ballinger's," the word "Annotated."

Amend the bill by inserting the word "Annotated" after the word "Ballinger's," in line 1 of section 1 of the printed bill.

Amend line 1, section 2, of the printed bill, by inserting the word "Annotated" after the word "Ballinger's."

Amend line 2 of section 1 of the printed bill, by striking out the word "so" after the word "be."

Also strike out the word "as," after the word "amend," in line 2 of section 1 of the printed bill.

In line 2 of section 2 of the printed bill, strike out the word "so" after the word "be."

Also strike out the word "as," after the word "amend," in line 2, section 2, of the printed bill.

Also Senate bill No. 60, entitled "An act donating to the city of Seattle all the shore lands of Green lake."

Also Senate bill No. 165, an act to validate assessments for local improvements, etc.

Also Senate bill No. 176, to amend the law relating to the incorporation of certain associations, etc.

Also Senate memorial No. 2, relating to opening south half of Colville reservation, etc.

Also Senate memorial No. 3, relating to improvement of Pend d'Oreille river, etc.

Also Senate memorial No. 4, relating to irrigation of certain lands along east bank of Columbia river in Stevens county, etc.

Also Senate memorial No. 5, relating to improving Columbia river between Wenatchee and Kettle Falls, etc.

Also Senate memorial No. 6, relating to certain irrigation projects.

Also Senate memorial No. 7, relating to substantial recognition for services rendered during Indian uprising in 1856.

Also Senate bill No. 171, an act to prohibit boycotting, etc.

Also Senate concurrent resolution No. 17, relating to the death of the late Senator J. P. Sharp, and providing for a joint memorial service.

And the same are herewith transmitted.

The Senate has indefinitely postponed House bill No. 79, entitled "An act to amend the law relating to the duties of the state veterinary surgeon," etc.

Also House bill No. 223, for the relief of L. O. Meigs.

Also House bill No. 225, for the relief of S. P. Carusi.

Also House bill No. 231, relating to the appointment of county clerks as guardians of the estate of insane persons.

The president has appointed Senators Baker and Hammer as Senate members of the joint committee provided for in Senate concurrent resolution No. 14, relating to the purchase of a gift for the battleship Washington.

J. W. LYSONS, Secretary of the Senate.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 16, 1905.

MR. SPEAKER:

We, your Committee on Appropriations, to whom was referred House bill No. 132, entitled "An act for the relief of Henry Sommers," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended by the Committee on Claims and Auditing.

Geo. McCoy, Chairman.

We concur in this report: J. H. Dawes, W. M. Rudio, John A. Fancher, Jno. H. Sheets, E. L. Minard, Wm. Shultz, N. J. Moldstad, Geo. T. Crane.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 8, 1905.

MR. SPEAKER:

We, your Committee on Claims and Auditing, to whom was referred House bill No. 132, entitled "An act for the relief of Henry Sommers," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended, and when so amended it do pass.

Amend section 1, line 1, by striking out the words "two hundred and eight" and inserting the words "one hundred and sixty-five" in lieu thereof.

Amend section 2 by changing the period at the end of the section to a comma, and adding the following: "in full settlement of all claims against the State of Washington."

FRED. EIDEMILLER, Chairman.

We concur in this report: Wm. Bishop, Jr., W. W. Brown, J. L. Harper, C. A. Ratcliffe, E. E. Smith.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 132 was passed to third reading, and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 290, entitled "An act relating to the liability of a bank to a depositor in case of forgery," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended it do pass:

In line 2, strike out the word "three" and substitute therefor the word "six." In same line strike out the word "return" and substitute therefor the word "delivery."

In line 3 of section 1 of the original bill, being lines 2 and 3 of the printed bill, strike out the words "the voucher for such payment" and substitute therefor the words "such forged or raised check."

CHAS. S. GLEASON, Chairman.

We concur in this report: Elmer E. Todd, H. L. Strobridge, Geo. T. Reid, S. A. Crandall, Robt. F. Booth, Joseph B. Lindsley, J. A. Kellogg.

The amendment by the committee changing the word "three" to "six," in line 2, was lost.

The bill was read by sections, the second amendment recommended by the committee was adopted, and House bill No. 290 was passed to third reading and ordered engrossed.

House substitute bill No. 64, an act giving to county commissioners the power to grant certain public utility franchises on county roads.

Mr. Kellogg offered the following amendment to be added to section 1:

*"Provided further, That no franchise shall be granted for a period of longer than fifty years."*

The amendment was adopted.

Mr. Fulton offered the following amendment to follow the above:

*"Provided further, No exclusive franchise or privilege shall be granted."*

The amendment was adopted.

The clerk was ordered to change the emergency clause to the regular form.

The bill was read the second time by sections and passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 312, entitled "An act to amend 'An act relating to the adoption of legal heirs,'" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended it do pass:

In lines 7 and 8 of section 1 of the original bill, being lines 6 and 7 of section 1 of printed bill, strike out the words "not theirs by birth, or not the child of one of said married petitioners."

CHAS. S. GLEASON, Chairman.

We concur in this report: Elmer E. Todd, H. L. Strobbridge, Geo. T. Reid, S. A. Crandall, Robt. F. Booth, Joseph B. Lindsley, J. A. Kellogg.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 312 was passed to third reading and ordered engrossed.

House bill No. 261, an act to define and punish the crime of arson.

The bill was read the second time by sections and passed to third reading.

## SPECIAL ORDER.

House substitute bill No. 6, to establish a railroad and transportation commission.

Mr. Houston moved to suspend the rules, and return House substitute bill No. 6 to second reading for amendment.

Roll call was demanded by Mr. Houston and others.

The motion was lost by the following vote: Yeas 28, nays 56, absent or not voting 10.

Those voting yea were: Messrs. Bartlett, Benn, Bishop, Blackmore, Blaker, Coate, Dawes, Dobson, Eidemiller, Falconer, Gleason, Griffin, Hamilton, Harper, Houston, Huxtable, Irving, Chas. Johnson, Levin, McNicol, McVay, Miller, Renick, Roberts, Stevenson, Twichell, Van Slyke, Vilas—28.

Those voting nay were: Messrs. Allen, Ayer, Bassett, Bolinger, Bowers, Bradley, Byerly, Clarke, Crane, D. J. Davis, Geo. L. Davis, Dickson, Doolittle, Dyke, Ericksen, Fancher, Fenton, Frostad, Fulton, Hare, Henderson, Hoch, Hughes, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, Melcher, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Ulsh, Vogtlin, Weatherford, Weber, Williams, and Mr. Speaker—56.

Those absent or not voting were: Messrs. Booth, Brown, Crandall, Lyons, Morrill, Poyns, Roth, Strobridge, Theurer, Weir—10.

Mr. Scott and others demanded a call of the House. The roll call showed all members present except Messrs. Booth, Brown, Crandall, Lyons, Morgan, Morrill, Poyns, Roth, Strobridge, Theurer and Weir.

Messrs. Brown, Roth, Strobridge and Theurer were excused.

On motion of Mr. Dickson the further call of the House was dispensed with.

The speaker decided that House substitute bill No. 6, being a special order, was properly before the House on third reading.

On motion of Mr. Kellogg, the rules were suspended, the second reading was considered the third, and House substitute bill No. 6 was placed on final passage and passed the House by the following vote: Yeas 73, nays 11, absent or not voting 10.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bolinger, Bowers, Bradley, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, Melcher, Miller, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—73.

Those voting nay were: Messrs. Bartlett, Bishop, Blackmore, Blaker, Dawes, Eidemiller, Griffin, Hamilton, Levin, McNicol, and McVay—11.

Those absent or not voting were: Messrs. Booth, Brown, Lyons, Morgan, Morrill, Poyns, Roth, Strobidge, Theurer, Weir—10.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Sheets moved to reconsider the vote by which House substitute bill No. 6 was passed.

Mr. Hare moved to lay the motion on the table. The motion was carried.

The clerk was instructed to immediately transmit to the Senate House substitute bill No. 6.

The House took a recess till 2 p. m.

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#### AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Messrs. Booth, Brown, Doolittle, Lyons, Morgan, Morrill, Poyns, Roth, Strobidge, Theurer and Weir.

Messrs. Booth, Doolittle and Poyns were excused.

Mr. Houston made the point of order that under Reed's Rules, under which the House is working, House substitute bill No. 6

was laid on the table, when the motion to reconsider the final vote on said bill was laid on the table.

The speaker held that the point was not well taken, and that a motion to lay on the table prior to the final vote carried the bill with it, but that a motion to lay on the table the motion to reconsider the final vote does not carry the bill with it.

Senate concurrent resolution No. 17, by Senator Baker :

**WHEREAS**, During the present session of the Legislature the hand of death has darkened the Senate chamber and removed from among us Hon. J. P. Sharp, who was at the time of his death a member of the Senate of the State of Washington, and

**WHEREAS**, In both public and private life Senator Sharp was known and respected as a man of purity, integrity and honor, and

**WHEREAS**, During a long public career, especially as a member of both the House of Representatives and the Senate of the Legislature of the State of Washington, Mr. Sharp left the impress of his high character on the statutes of this State, being always wise in counsel and safe and conservative in action, and

**WHEREAS**, It is desired to pay fitting tribute to the memory of one who has so notably honored the State; therefore, be it

*Resolved by the Senate, the House of Representatives concurring*, That we deplore the death of so honorable and useful a citizen as the late Senator J. P. Sharp; and

*Resolved*, That these resolutions be spread at length on the journals of the Senate and House of Representatives and that an enrolled copy be sent to the family of our late colleague; and be it further

*Resolved*, That a joint memorial service in honor of the late Senator J. P. Sharp be held in the chamber of the House of Representatives on Sunday, March 5, 1905, at the hour of 2 o'clock p. m.

On motion of Mr. Dickson the House concurred in Senate concurrent resolution No. 17, by unanimous vote.

The House concurred in Senate amendments to House bill No. 110, by the following vote: Yeas 75, nays 1, absent or not voting 18.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bowers, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McNicol, McVay, Melcher, Miller,



Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—75.

Mr. Twichell voted nay.

Those absent or not voting were: Messrs. Bartlett, Bolinger, Booth, Brown, Clarke, Dawes, Kellogg, Kenoyer, Lyons, Maloney, McGregor, Morgan, Morrill, Poyns, Roth, Strobridge, Theurer, and Weir—18.

The House concurred in Senate amendments to House bill No. 71, by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—76.

Those absent or not voting were: Messrs. Ayer, Bolinger, Booth, Bowers, Brown, Clarke, Doolittle, Fancher, Houston, Lyons, Morgan, Morrill, Poyns, Roth, Strobridge, Theurer, Van Slyke, Weir—18.

The House concurred in Senate amendments to House bill No. 102 by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bradley, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor,

McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott Sheets, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—78.

Those absent or not voting were: Messrs. Ayer, Booth, Bowers, Brown, Doolittle, Gleason, Houston, Lyons, Morgan, Morrill, Poyns, Roth, Shultz, Strobbridge, Theurer, Weir—16.

On motion of Mr. Falconer, Senate bill No. 21 was taken up for consideration on second reading.

Senate bill No. 21, relating to the superior court of Snohomish and Kitsap counties.

On motion of Mr. Falconer the rules were suspended, the second reading was considered the third, and Senate bill No. 21 was placed on final passage and passed the House by the following vote: Yeas 81, nays 0, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—81.

Those absent or not voting were: Messrs. Bartlett, Booth, Brown, Doolittle, Lyons, Morgan, Morrill, Poyns, Roth, Sheets, Strobbridge, Theurer, Weir—13.

The emergency clause passed by the following vote: Yeas 79, nays 2, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blaker, Bolinger, Bradley, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch,

Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, Weber, Williams, Mr. Speaker—79.

Those voting nay were: Messrs. Ayer and Bowers—2.

Those absent or not voting were: Messrs. Blackmore, Booth, Brown, Doolittle, Lyons, Morgan, Morrill, Poyns, Roth, Sheets, Strobridge, Theurer, Weir—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 208 was re-referred to the Committee on Appropriations.

### REPORTS OF STANDING COMMITTEES.

House bill No. 211: Recommend it be indefinitely postponed.  
The report was adopted.

House bill No. 294: Recommend it do pass.

### SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 20, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 129, entitled "An act providing for the protection and health of employes in factories, mills or workshops," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended it do pass; and with the further recommendation that the bill as so amended be printed:

Amend title by inserting in line 4 of the original bill, being line 3 of printed bill, immediately following the word "thereof," the words "and prescribing a punishment for the violation thereof."

Strike out the words "and declaring an emergency."

In line 4 of section 4 of the original bill, being line 3 of section 4 of the printed bill, immediately before the word "from" insert the words "annually and."

Allow section 5 to stand as amended on the floor of the House.

Allow section 6 to stand as amended on the floor of the House.

Allow section 7 to stand as amended on the floor of the House.

Allow section 8 to stand as amended on the floor of the House.

Reinstate section 9, with the following amendments thereto:

In line 4 of section 9 of the original bill, being line 3 of the printed bill, strike out the words and figures "thirty (30) days" and substitute therefor the words "six months."

In line 8 of section 9 of the original bill, being line 6 of the printed bill, immediately following the word "mental," insert the words "or physical."

In line 10 of section 9 of the original bill, being line 8 of the printed bill, strike out the word and figures "ten (10)" and substitute therefor the word "ninety."

In line 12 of section 9 of the original bill, being line 9 of the printed bill, immediately following the word "mental," insert the words "or physical."

Immediately following section 9 (reinstated) insert a new section to be known as section 10, to read as follows:

"Section 10. Nothing in this act contained shall prevent any person from bringing an action under any other statute or act or at common law for any personal injuries received by him; and in that event the certificate provided for herein shall not be admitted in evidence in such suit or action."

Immediately following section 10 (new) insert a new section to be known as section 11, to read as follows:

"Section 11. Any person, firm, corporation or association who violates or fails to comply with any of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than twenty-five dollars, nor more than one hundred dollars."

Make section 10 read section 12.

Make section 11 read section 13.

CHAS. S. GLEASON, Chairman.

We concur in this report: H. L. Strobridge, Geo. T. Reid, Elmer E. Todd, R. S. Lambert, J. A. Kellogg, Joseph B. Lindsley, S. A. Crandall.

Mr. Kellogg offered the following amendment:

In section 5, line 54, strike out all after word "and" and add: "All monies collected for licenses and fines, under the provisions of this act, shall be paid into the state treasury and be converted into a special factory inspection fund, from which special fund shall be paid the deputy labor commissioners required to enforce the provisions of this act. Said deputy labor commissioners shall be paid from the special factory inspection fund, upon the presentation of vouchers properly signed by the labor commissioner in the same manner in which other employees of the State are paid."

The amendment was adopted.

Mr. Huxtable moved to strike all of section 8.

The motion was lost.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 129 was passed to third reading and ordered engrossed.

House bill No. 244, an act relative to the admission in evidence of tax deeds.

The bill was read the second time by sections and passed to third reading.

The House adjourned at 3:45 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## FIFTIETH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Monday, February 27, 1905. }  
10 o'clock a. m.

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Messrs. Allen, Bishop, Brown, Crandall, Doolittle, Levin, Morgan, Poyns, Stevenson and Weatherford.

Messrs. Allen, Bishop, Brown, Doolittle, Levin, Morgan, Poyns and Weatherford were excused.

The journal of Saturday was approved as if read.

The clerk was ordered to immediately transmit Senate bill No. 21 to the Senate.

### PETITIONS.

A petition from a large number of citizens from Spokane, urging the passage of House bill No. 125, was read and placed on file.

## REPORTS OF STANDING COMMITTEES.

House bill No. 107: Majority report recommends it do pass. Minority report recommends it be indefinitely postponed.

House bill No. 360: Recommend it be re-referred to the Committee on appropriations.

The report was adopted.

House bill No. 376: Recommend it do pass.

House bill No. 208: Recommend it do pass as amended.

## REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 27, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred enrolled House bill No. 71, have compared same with the engrossed bill and find it correctly enrolled.

Respectfully submitted.

S. W. FENTON, Chairman.

We concur in this report: John A. Fancher, W. H. Hughes, Frank A. Twichell.

The House concurred in Senate amendments to House bill No. 54.

## MEMORIALS.

Senate memorial No. 2, relative to the opening of the Colville Indian reservation.

The House concurred in Senate memorial No. 2 by the following vote: Yeas 64, nays 0, absent or not voting 30.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Bolinger, Booth, Bowers, Byerly, Clarke, Coate, Geo. L. Davis, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reiter, Roberts, Rudene, Rudio, Scott, Sheets, Stilson, Theurer, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—64.

The amendment was adopted.

Mr. Huxtable moved to strike all of section 8.

The motion was lost.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 129 was passed to third reading and ordered engrossed.

House bill No. 244, an act relative to the admission in evidence of tax deeds.

The bill was read the second time by sections and passed to third reading.

The House adjourned at 3:45 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## FIFTIETH DAY.

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### MORNING SESSION.

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OLYMPIA, WASHINGTON, Monday, February 27, 1905. }  
10 o'clock a. m.

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Messrs. Allen, Bishop, Brown, Crandall, Doolittle, Levin, Morgan, Poyns, Stevenson and Weatherford.

Messrs. Allen, Bishop, Brown, Doolittle, Levin, Morgan, Poyns and Weatherford were excused.

The journal of Saturday was approved as if read.

The clerk was ordered to immediately transmit Senate bill No. 21 to the Senate.

### PETITIONS.

A petition from a large number of citizens from Spokane, urging the passage of House bill No. 125, was read and placed on file.

## REPORTS OF STANDING COMMITTEES.

House bill No. 107: Majority report recommends it do pass. Minority report recommends it be indefinitely postponed.

House bill No. 360: Recommend it be re-referred to the Committee on appropriations.

The report was adopted.

House bill No. 376: Recommend it do pass.

House bill No. 208: Recommend it do pass as amended.

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HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 27, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred enrolled House bill No. 71, have compared same with the engrossed bill and find it correctly enrolled.

Respectfully submitted.

S. W. FENTON, Chairman.

We concur in this report: John A. Fancher, W. H. Hughes, Frank A. Twichell.

The House concurred in Senate amendments to House bill No. 54.

## MEMORIALS.

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The House concurred in Senate memorial No. 2 by the following vote: Yeas 64, nays 0, absent or not voting 30.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Bolinger, Booth, Bowers, Byerly, Clarke, Coate, Geo. L. Davis, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reiter, Roberts, Rudene, Rudio, Scott, Sheets, Stilson, Theurer, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—64.



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., February 27, 1905.

MR. SPEAKER:

The President has signed Senate bill No. 21, entitled "An act providing for the appointment and election of a superior court judge for Kitsap county."

Also Senate bill No. 6, creating fund for certain educational institutions.

Also Senate bill No. 43, for the relief of Frank C. Owings. .

Also Senate bill No. 48, making an appropriation for the relief of the Capitol National Bank.

Also Senate bill No. 88, relating to practice of medicine and surgery.

Also Senate bill No. 94, to prevent fraudulent sale, removal, etc., of personal property.

Also House bill No. 100, creating the office of chaplain of the penitentiary.

Also House bill No. 44, providing for incorporation of live stock insurance associations.

Also House bill No. 71, relating to elections.

The Senate has passed Senate concurrent resolution No. 18, requesting the Governor to return enrolled Senate bill No. 19, relating to selection of jurors, etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 377, by Mr. Gleason: An act to prevent the acceptance of gifts, bonuses or commissions by agents, employees and officers.

Referred to the Committee on Judiciary.

House bill No. 378, by Mr. Griffin (by request): An act for the relief of Mary Francis Thurston for money paid the State of Washington by the Fairhaven and Southern Railway company for land claimed to be school land and which was proven not to belong to the State but to Mary Francis Thurston, who has been subjugated to the rights of the Fairhaven and Southern Railway Company.

Referred to the Committee on Claims and Auditing, and ordered printed.

House bill No. 379, by Mr. Todd: An act to prevent fraud upon travelers, and prescribing where, how, and by whom railroad tickets shall be sold, and providing the terms upon which the redemption of the whole or any part of such tickets as may not have been used shall be made, and prescribing penalties for the violation of this act.

Referred to the Committee on Railroads.

House bill No. 380, by Mr. McCoy: An act providing for the investment of the moneys in the permanent funds of the normal schools, state university, scientific school, agricultural college, and the charitable, educational, penal and reformatory institutions, and amending section 69, chapter 89, page 299, of the Session Laws of 1897, relating to the investment of the permanent school funds.

Referred to the Committee on Appropriations.

House bill No. 381, by Mr. Dyke: An act to establish a state fish hatchery on the Quillayute river, or some of its tributaries, in Clallam county, in the State of Washington.

Referred to the Committee on Fisheries.

House bill No. 382, by Mr. Dyke: An act providing for bonding the indebtedness of municipal corporations created by judgments rendered against them, and for the payment of the bonds herein provided for.

Referred to the Committee on Municipal Corporations of the First Class.

House bill No. 383, by Mr. Kellogg: An act to prohibit the placing and leaving of giant powder, nitro-glycerine, dynamite or other explosives in exposed or insecure places, and prescribing penalties for violations of this act.

Referred to the Committee on Municipal Corporations of the First Class.

House bill No. 384, by Mr. J. B. Lindsley: An act to provide for the enumeration of the inhabitants of the State of Washington and prescribing a penalty for the violation of this act and making an appropriation.

Referred to the Committee on Judiciary.

House bill No. 385, by Mr. Theurer: An act repealing an act entitled "An act for the purpose of protecting knot sawyers in shingle mills, and requiring owners and operators of shingle mills to protect knot saws with metallic saw guards, imposing penalties

for failure so to do, and declaring the law of negligence in cases where any person is injured by any knotsaw not protected by metallic saw guard," approved March 1, 1895, being sections 3319, 3320 and 3321 of Ballinger's Annotated Codes and Statutes, the same being sections 1687, 1688 and 1689 of Pierce's Washington Code, and declaring an emergency.

Referred to the Committee on Commerce and Manufactures.

House bill No. 386, by Mr. Charles Johnson: An act to regulate and improve the acoustics of the chambers of the Senate and House of Representatives of the state capitol building, and making an appropriation therefor.

Referred to the Committee on State Capitol and Public Grounds.

House bill No. 387, by Mr. Hare: An act providing for the employment of convicts, to establish, prepare and maintain highways, and making an appropriation therefor.

Referred to the Committee on Roads and Bridges.

House bill No. 388, by Mr. Ayer: Making appropriations for certain deficiencies for fiscal periods prior to March 31, 1905, and for other purposes.

Referred to the Committee on Appropriations.

House bill No. 389, by Mr. Hare (by request): An act establishing the Washington agricultural college, experiment station and school of science; providing for the location thereof at Sunnyside, in Yakima county, State of Washington; prescribing the courses of study to be pursued therein; creating a board of regents to manage the affairs thereof; empowering said board of regents to control, manage and dispose of all lands heretofore granted by the United States to the State of Washington for the support of a college for the benefit of agriculture and the mechanic arts and for the establishment and maintenance of a scientific school; and to receive and expend all benefits and donations made and given or that hereafter may be made and given by the United States for the support and maintenance of agricultural experiment stations in connection with schools and colleges established for the benefit of agriculture; providing for the acceptance of a site to be donated by the citizens of Sunnyside, and the erection thereon of suitable buildings for such Washington agricultural college, experiment station and school of science; and making an appropriation therefor.

Referred to the Committee on Judiciary.

House bill No. 390, by Mr. Dobson: An act making the state labor commissioner ex-officio state inspector of weights and measures, defining his duties and powers as such inspector, providing punishment for violations of this act and repealing all acts and parts of acts in conflict with the provisions of this act.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 391, by Mr. Dobson: An act providing for the appointment of a committee of three miners in every coal mine operated in the State of Washington in which twenty-five men are employed, to act in the absence of the state mine inspector, and defining their duties and powers.

Referred to the Committee on Mines and Mining.

House bill No. 392, by Mr. Roth: An act to amend section 8 of an act entitled "An act providing for the levy, collection and manner of payment of road, bridge, poll and property taxes, and the manner of the expenditure thereof, and providing for the division of counties into road districts, and the appointment of supervisors thereof, and repealing all acts and parts of acts in conflict herewith," approved March 16, 1903.

Referred to the Committee on Roads and Bridges.

House bill No. 393, by Mr. Irving (by request): An act providing for the employment of convicts to establish, prepare and maintain highways, and making an appropriation therefor.

Referred to the Committee on Roads and Bridges.

House bill No. 394, by Mr. Strobridge: An act limiting the number of retail liquor licenses that can be granted by cities of the first, second and third classes in the State of Washington.

Referred to the Committee on Municipal Corporations of the First Class.

House bill No. 395, by Mr. Falconer: An act providing for the State's printing.

Referred to the Committee on Printing and Supplies.

House bill No. 396, by the Committee on Game and Game Fish: An act providing for the office and appointment of chief deputy game warden and county game wardens, providing for their salaries and relating to game and to the time and manner of killing and disposing of the same, and providing a penalty for violation thereof.

Referred to the Committee on Game and Game Fish.

House bill No. 397, by Appropriations Committee: An act making appropriations for state institutions, salaries of officials, employes, etc.

Referred to the Committee on Appropriations.

House bill No. 398, by Mr. Reiter (by request): An act amending section 7062 of volume 2 of Ballinger's Annotated Codes and Statutes of Washington, relating to the crime of rape.

Referred to the Committee on Judiciary.

## SECOND READING OF BILLS.

House bill No. 35, providing a method for the assessment and collection of an excise tax from express companies.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 20, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 336, entitled "An act relating to foreclosure of assessments for local improvements in cities of the third and fourth classes," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended, it do pass:

Strike out section 3.

CHAS. S. GLEASON, Chairman.

We concur in this report: Geo. T. Reid, J. A. Kellogg, W. D. Scott, Joseph B. Lindsley, S. A. Crandall.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 336 was passed to third reading.

On motion of Mr. Benn the rules were suspended, the second reading was considered the third and House bill No. 336 was placed on final passage and passed the House by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Bowers, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas.

Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Sheets, Smith, Stilson, Theurer, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—69.

Those absent or not voting were: Messrs. Allen, Bishop, Booth, Bradley, Brown, Byerly, Crandall, Dickson, Doolittle, Fancher, Griffin, Hare, Levin, Maloney, McGregor, Morgan, Olsen, Poyns, Reiter, Rudio, Scott, Shultz, Stevenson, Strobridge, Weatherford—25.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The speaker in open session signed Senate bill No. 21.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 23, 1905.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred House bill No. 337, entitled "An act amending sections 6, 7, and 7½ (same being sections 5278, 5279 and 5280 of Pierce's Washington Code), repealing section 5 (being section 5277 of Pierce's Washington Code), also amending an act to amend section 8 (being section 5281 of Pierce's Washington Code), and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend section 1 by inserting in line 52 of the original bill, being line 42 of the printed bill, after the word "fish" the words "on the Columbia river."

Amend section 2 by inserting in line 23 of the original bill, being line 21 of the printed bill, between the words "pack" and "twice," the words "put up prior to August 26th."

Amend section 3 by striking out in line 17 of the original bill, being line 13 of the printed bill, the word "thereof" and inserting in lieu thereof the word "therefor."

- 1 Amend section 4 by striking out in line 13 of the original bill,
  - 2 being line 9 of the printed bill, the word "as" and inserting in lieu
  - 3 thereof the word "and"; beginning at line 16 of the original bill,
  - 4 being line 12 of the printed bill, strike out "and from the fifteenth
  - 5 of October to the fifteenth of November in each year" and insert in
  - 6 lieu thereof "and it shall further be unlawful to take or fish for
  - 7 salmon, except with hook and line, in any of the tributaries of
- Puget

8 Sound above tide water; and it shall further be unlawful to take or  
9 fish for salmon except with hook and line in any of the waters of  
10 Puget Sound or its tributaries, between the hours of 6 o'clock p. m.  
11 Saturday and 6 o'clock a. m. Monday of each calendar week in each  
12 year."; beginning with the word "It" in line 19 of the original bill,  
13 being line 14 of the printed bill, strike out all down to and includ-  
ing  
14 the words "Skokomish River." in lines 24 and 25 of the original  
bill;  
15 in line 48 of the original bill, being line 35 of the printed bill,  
16 strike out the word "fifteenth" before the words "day of Novem-  
ber" and  
17 in lieu thereof insert the word "twenty-fifth"; in line 49 of the  
18 original bill, being line 35 of the printed bill, strike out the word  
19 "fifteenth" before the words "day of December" and in lieu thereof  
20 insert the word "twenty-fifth".

Amend section 5 by striking out in line 1 of the original bill, being  
line 1 of the printed bill, the word "and" and inserting in lieu thereof  
the word "an."

CHAS. I. ROTH, Chairman.

We concur in this report: B. H. Morgan, Wm. Shultz, R. Lee Brad-  
ley, W. J. Dyke, E. A. Blackmore, F. A. Bartlett, G. Ericksen, Geo. L.  
Davis, W. R. Williams, L. N. Griffin, Geo. H. Vogtlin, D. J. Davis, Lee  
Van Slyke, Frank A. Twichell.

Mr. Reid was called to the chair.

Mr. Williams offered the following amendments:

Amend section 1, line 41, after the word "using," by inserting "re-  
ceiving stations"; also after the word "scows" strike out "and."

Mr. Williams withdrew his amendments.

Mr. Kellogg offered the following amendment:

In line 12, section 4 of the committee amendment, after "Puget  
Sound" add "Willapa harbor and Columbia river," and change "its" to  
"their."

The amendment was lost.

Mr. Twichell offered the following amendment:

After the word "year" in line 12 of the committee amendment to  
section 4, add the following:

"During the weekly closed season herein provided, the tunnel and  
front part of the pot of all fish traps shall be raised to high water mark,  
so as to permit salmon and other fish to swim freely and without  
hindrance in any direction."

The amendment was adopted.

The House took a recess till 2 p. m.

## AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Messrs. Allen, Bishop, Booth, Brown, Crandall, Doolittle, Irving, Levin, Stevenson and Poyns. Mr. Poyns was excused.

## MEMORIALS.

House memorial No. 11, by Mr. Dobson: Relating to the restriction of Japanese immigration.

Referred to the Committee on Memorials.

## RESOLUTION.

By Mr. Kenoyer, relative to the State ownership of the grounds surrounding the State capitol site.

Referred to the Committee on State Capitol and Public Grounds.

The House concurred in Senate concurrent resolution No. 18, asking the Governor to return for correction Senate bill No. 19.

The speaker in open session signed Senate bills Nos. 94, 88, 48, 43 and 6.

## MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., February 27, 1905.

*To the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 44: An act providing for the incorporation and regulation of live stock insurance companies and associations, and declaring an emergency.

House bill No. 100: An act creating the office of chaplain of the state penitentiary, prescribing his duties and fixing his compensation.

House bill No. 71: An act to amend sections 1362 and 1394 of Ballinger's Annotated Codes and Statutes of the State of Washington relating to elections.

A. N. BROWN, Private Secretary.



## SECOND READING OF BILLS.

House bill No. 337 on second reading was further considered.

The following amendment, by Mr. Roth, was adopted:

Strike out line 13, section 1, of the printed bill, being line 18 of the original bill, and add the following lines in place thereof:

For each drag seine not exceeding 250 feet in length.....\$ 2.50

For each drag seine more than 250 feet in length and not more than 400 feet in length..... 7.50

For each drag seine more than 400 feet in length and not exceeding 500 feet ..... 15.00

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 337 was passed to third reading.

House bill No. 260, to provide for the selection, survey, management, and disposition of the State's granted, school, tide, oyster and other lands.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 20, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 325, entitled "An act to amend An act relating to the taxation of inheritances," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that as so amended it do pass:

In line 1 of section 1, immediately following the figures "13" where they appear the first time insert the words "of said act."

In line 1 of section 2, immediately following the figures "15" where they appear the first time, insert the words "of said act."

CHAS. S. GLEASON, Chairman.

We concur in this report: H. L. Strobridge, Geo. T. Reid, J. A. Kellogg, Joseph B. Lindsley, S. A. Crandall.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 325 was passed to third reading and ordered engrossed.

House bill No. 332, making appropriations for the salaries and expenses of the state board of control.

Mr. J. B. Lindsley offered the following amendment:

Amend section 1 by inserting between lines 50 and 51 of the printed bill the following:

"For state institution for feeble minded—for maintenance....\$35,000

The amendment was adopted.

On motion of Mr. Gleason, the rules were suspended and Senate bill No. 184 was taken up for consideration.

Senate bill No. 184, making an appropriation for the salaries and expenses of the board of control.

The following amendment by Mr. Lee A. Johnson was adopted:

After line 30 of the printed bill, amend by inserting line 30½ to read as follows: "For chaplain's salary for ensuing two years \$2400."

Mr. Blackmore offered the following amendment:

Under head of state school for defective youth add line 50½, to read as follows: "For gymnasium \$300."

The amendment was adopted.

On motion of Mr. Gleason the rules were suspended and Senate bill No. 184 was substituted for House bill No. 332 on the calendar.

The following amendment, by Mr. N. E. Linsley, to Senate bill No. 184 was adopted.

Amend under the head "Incidentals," in line 4 of original bill, by striking out "old soldiers" and substituting therefor "deceased veterans."

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 184 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 16, 1905.

MR. SPEAKER:

We, your Committee on Banks and Banking, to whom was referred House bill No. 258 entitled "An act to provide for the formation of banking corporations and to regulate the business of banking," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that, when so amended, it do pass:

In section 6 of the printed bill strike out all the words between the colon in line 8, and the period in line 21, and substitute therefor the following:

"In cities, villages and communities having a population of less than fifteen hundred (1,500) inhabitants, ten thousand (10,000) dollars; in cities and villages having a population of fifteen hundred (1,500) inhabitants and less than two thousand (2,000) inhabitants, fifteen thousand (15,000) dollars; in cities having a population of two thousand (2,000) and less than three thousand (3,000) inhabitants, twenty thousand (20,000) dollars; in cities having a population of three thousand (3,000) and less than five thousand (5,000), twenty-five thousand (25,000) dollars; in cities having a population of five thousand (5,000) and less than ten thousand (10,000) inhabitants, thirty thousand

(30,000) dollars; in cities having ten thousand (10,000) inhabitants, and less than twenty-five thousand (25,000) inhabitants, fifty thousand (50,000) dollars; in cities having twenty-five thousand (25,000) inhabitants and less than fifty thousand (50,000) inhabitants, seventy-five thousand dollars (\$75,000); in cities of fifty thousand (50,000) or more inhabitants, one hundred thousand dollars (\$100,000). The same being in lines seven, eight, nine, ten, eleven, twelve, thirteen, fourteen, fifteen, sixteen, seventeen, eighteen, and nineteen of the original bill.

In section 25, line 4, of the printed bill, insert a comma between the words "capital" and "surplus." The same being in line 4, section 25 of the original bill.

In line 12, section 37, of the printed bill, strike the colon and substitute therefor a period, and strike out the rest of the section. The same being in line 11, section 37, of the original bill.

In section 48 of the printed bill, strike in lines 2 and 3 the following words: "Title 53 of the general statutes of this State, chapter 1 of assignments for the benefit of creditors," and insert in lieu thereof the following: "Chapter 5, title 32, of the second volume of Ballinger's Annotated Codes and Statutes of the State of Washington." The same being in lines 2 and 3, section 48, of the original bill.

J. D. BASSERT, Chairman.

We concur in this report: J. H. Dawes, J. A. Falconer, E. R. Henderson, L. Stilson, M. M. Morrill, Oliver Byerly, M. J. Maloney.

The following amendments, by Mr. Falconer, were adopted:

Strike out in section 1, lines 3, 4 and 5 of the printed bill, all the words beginning with "no person" and ending with "any" before "officer."

In line 5, section 1, of the original bill, being line 5, section 1, of the printed bill, the word "no" before "officer."

Amend section 1, line 6, of the printed bill, by inserting the word "shall" after the word "thereof."

On motion the clerk was ordered to strike out the various headings in the bill.

Mr. J. B. Lindsley moved that all amendments be printed, and furnished to the members.

The motion was lost.

The following amendment, by Mr. Roth, was lost:

In line 8 of section 6 of the printed bill, being line 8, section 6, of the original bill, strike out all after the word "follows" down to the word "such," in line 21 of the printed bill, and add the following: "In cities and towns of less population than 25,000 inhabitants with a capital less than 15,000 dollars; in cities of a population of more than 25,000 people, with a capital of less than 50,000 dollars; in cities with a population of 50,000 people or more, not less than 75,000 dollars."

The following amendment, by Mr. Lee A. Johnson, was lost :

Amend line 1 of section 6, of the printed bill, by striking out the word "two" and insert the word "three."

The following amendment, by Mr. Vilas, was offered and withdrawn :

After the word "unencumbered" insert the following: "not exceeding 25 per cent."

The following amendment, by Mr. Vilas, was adopted :

In section 12, line 13, of the printed bill, being section 12, line 11, of the original bill, change the word "thirty" into "ninety."

The following amendment, by Mr. Vilas, was adopted :

In line 6 of section 18 of the printed bill, being line 6 of section 18 of the original bill, strike out the word "fifty" and insert the words "twenty-five."

The following amendment, by Mr. Lambert, was adopted :

In line 2, section 19, of the printed bill, being line 2, section 19, of the original bill, strike out the word "two" and insert in lieu thereof the word "five."

The following amendment, by Mr. Vilas, was adopted :

In section 18, line 11, of the printed bill, being section 18, line 10, of the original bill, add "and property so acquired shall be sold within two years from time it is acquired: *Provided*, The total amount held is in excess of the 25 per cent allowed under this section."

The following amendment, by Mr. J. B. Lindsley, was adopted :

Amend section 21 by striking out of line 4 of the printed bill the words "exceeding one thousand dollars, or," and inserting in lieu thereof "not less than two thousand nor more than five thousand dollars, and."

The following amendment, by Mr. J. B. Lindsley, was adopted :

Amend section 21 by striking out all after the word "years," in line 5 of the printed bill, and inserting a period in lieu of the comma.

Mr. Roth moved to strike out section 22.

The motion was carried, and section 22 was stricken from the bill.

Mr. Roth moved to strike out section 30.

The motion was lost.

Mr. Lambert offered the following amendment :

Strike out the word "fifteen" and insert "twenty" in section 34, line 2, of the printed bill.

The amendment was adopted.

The following amendment by Mr. Roth was adopted:

Strike out the words "within a period of thirty days" from lines 5 and 6 of section 44 of the printed bill.

The following amendment by Mr. Todd was adopted:

In section 21, lines 1 and 2, strike out "fraudulently and with intent to cheat and defraud any person."

In line 2 insert, after the word "receive," the words "or assent to the reception of"; also add letter "s" to the word "deposit."

The following amendment by Mr. Kellogg was lost:

Strike out all of section 45 after the word "court," in line 2.

The following amendment by Mr. Keyes was adopted:

In line 9, section 44, strike out all of the balance of the section, beginning with the word "should."

The following amendment, by Mr. Vilas, was adopted:

After the word "repeal," in section 51, in line 2, add "or amend."

The following amendment, by Mr. Reid, was lost:

Amend section 6 by striking out the word "two," in line 1 of the printed bill and insert in lieu thereof the word "five."

The following amendment, by Mr. Twichell, was adopted:

Amend section 6, line 23, by striking out the words "lot or lots" and substituting therefor the word "property."

On motion of Mr. Bassett, House bill No. 258 was ordered placed on third reading.

The House adjourned at 5:10 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH W. MEGLER,  
*Speaker.*

**FIFTY-FIRST DAY.****MORNING SESSION.**

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Tuesday, February 28, 1905. }  
10 a. m.

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Messrs. Doolittle, Houston, Kellogg, Poyns, Stevenson, Theurer, and Weatherford.

Mr. Weatherford was excused.

Rev. A. G. Sawin offered prayer.

The journal of yesterday was read and approved.

**PETITIONS.**

Petitions, with many signers, asking the passage of House bill No. 107, the anti-cigarette bill, were received from Chehalis, Skagit, Whatcom, San Juan, Lewis, Spokane and King counties, and referred to the Committee on Public Morals.

A petition from a number of residents of Spokane, urging the passage of House bill No. 125, was read and placed on file.

**REPORTS OF STANDING COMMITTEES.**

House bill No. 352: Recommend it do pass.

Senate bill No. 67: Recommend it do pass.

House bill No. 361: Recommend it do pass.

House bill No. 358: Recommend it be referred to the Committee on Roads and Bridges.

The report was adopted.

House bill No. 389: Recommend it be placed on the calendar.

The report was adopted.

House bill No. 351: Recommend it be indefinitely postponed.

The bill was allowed to go on the calendar.

House bill No. 314: Recommend it be indefinitely postponed.  
The report was adopted.

House bill No. 298: Recommend it be indefinitely postponed.  
The report was adopted.

House bill No. 311: Recommend it be indefinitely postponed.  
The report was adopted.

The Committee on Mileage and Contingent Expenses recommended the adoption of the following amounts as claims for mileage by the committee appointed to visit the state refrom school:

Geo. McCoy, 70 miles at 10 cents.....	\$7.00
E. A. Blackmore, 70 miles at 10 cents.....	7.00
Dr. H. C. Fulton, 70 miles at 10 cents.....	7.00

The report was adopted.

House bill No. 347: Majority report recommends it do pass.

House bill No. 347: Minority report recommends it do not pass.

House bill No. 348: Majority report recommends it do pass as amended.

House bill No. 348: Minority report recommends it do not pass.

House bill No. 349: Majority report recommends it do pass as amended.

House bill No. 349: Minority report recommends it do not pass.

## MESSAGE FROM THE SENATE.

### SENATE CHAMBER,

OLYMPIA, WASH., February 28, 1905.

MR. SPEAKER:

The Senate has passed House bill No. 120, entitled "An act to establish a board of commissioners for the promotion of uniformity of legislation in the United States," with the following amendments:

In line 4, section 1, of the printed bill, strike the words "by resignation, death, or however otherwise arising."

In line 5 of said section, between the words "by" and "appointment," strike the word "the," and in the same line strike the words "of a suitable person."

Also House bill No. 164, entitled "An act to amend the law relating to driving, sorting, etc., of logs," with the following amendment:

Amend by adding to the end of line 33 of the printed bill the following: "Nothing in this act shall be construed to authorize the taking or damaging of any power plant constructed or being constructed for the creation or utilization of water power."

Also House bill No. 92, entitled "An act amending the general public school code," with the following amendments:

In line 4 of the title of the engrossed bill, after the first word "chapter," strike out the letters "DII" and insert the letters "VII" in lieu thereof. After the words "all of," in the same line, strike out the word "the."

In line 8 of the title of the engrossed bill correct the spelling of the word "boundaries."

In line 7 of section 1 of the engrossed bill, after the words "holder of," strike out the words "a life diploma" and insert in lieu thereof the words "not less than a first-grade certificate."

Amend section 7 of printed bill by striking out the colon in line 6 thereof and inserting a semi-colon (;) in lieu thereof, being in line 9, section 5, engrossed bill.

Amend section 7 by inserting in line 6 thereof, between the words "provided" and "that," the words "the last preceding provision shall not apply to districts that have maintained school for more than six months during the preceding school year; *Provided further*," being in line 8, section 5, engrossed bill.

Amend section 7 by striking out from line 12 the words "provided further," and insert in lieu thereof "and be it still further provided," being in line 17, section 5, engrossed bill.

Amend the bill by striking out the words "provided, that after January 1st, 1906, no third grade certificate shall be issued," in lines 14 and 15 of the printed bill, section 4, the same being in section 2 of the engrossed bill.

Amend the bill by inserting after the word "penmanship," in line 24, of section 4, of the printed bill, the words "and kindergarten training," the same being in section 2 of engrossed bill.

Amend the bill by striking out the word "and," preceding the word "penmanship," in line 24, of section 4, of the printed bill, the same being in section 2 of the engrossed bill.

Amend the bill by striking out the words "named in the certificate," in line 28, of section 4, of the printed bill, and inserting in lieu thereof the words "for which he has made application for certificate," the same being in section 2 of the engrossed bill.

Amend the bill by striking out the word "assessable" in line 5, section 7, of the printed bill, and inserting the word "taxable" in lieu thereof, the same being in section 5 of the engrossed bill.

Also Senate bill No. 114, entitled "An act amending the law relating to the creation of drainage districts."

Also Senate bill No. 163, to provide for the payment of expenses in compliance with the law relating to dykes, etc.

Also Senate bill No. 197, to confirm the title to certain oyster and tide lands.



Also Senate bill No. 172, an act setting aside certain lands as a public highway.

Also Senate bill No. 93, requiring railroad companies to weigh cars loaded with lumber.

Also House bill No. 28, an act relating to bonds of certain public officials.

Also House bill No. 82, changing the name of the state agricultural college.

Also Senate concurrent resolution No. 20, relating to the memorial services for the late Senator Sharp.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## SECOND READING OF BILLS.

House bill No. 331, an act making appropriations for certain deficiencies for fiscal periods prior to March 31, 1905.

On motion of Mr. McCoy Senate bill No. 185, covering the same matter, was considered in place of House bill No. 331.

Mr. McCoy offered the following amendments:

Amend by striking, in first item of Senate bill, the figures "\$1800" and substitute "\$1000."

Strike out, in second item of Senate bill, the figures "\$4500" and insert in lieu thereof "\$4000."

Strike out, in third item, Senate bill, the figures "\$3000" and insert "\$2000."

Strike out, in Senate bill, fourth item, "\$2500" and insert "\$1500."

The amendments were adopted.

Senate bill No. 185 was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, your Committee on Medicine, Surgery, Dentistry and Hygiene, to whom was referred House bill No. 271, entitled "An act to prohibit the advertising of treatment or cure of diseases and disorders of the sexual organs, declaring the same a misdemeanor," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended by inserting in section 1, line 3, of the original bill, before the word "shall," the words "or loss of manhood."

Also amend, in line 7 of original bill, by striking out the words beginning with "in," to and including the word "published," and insert

in lieu thereof the words "or printing establishment who shall print or publish," and as so amended that it do pass.

W. H. HARE, Chairman.

We concur in this report: Robt. F. Booth, Joseph Irving, George T. Doolittle, Robert A. Ayer.

The first committee amendment was lost.

Mr. Falconer moved to indefinitely postpone the bill.

The motion was lost.

The bill was read by sections, the second amendment recommended by the committee was adopted, and House bill No. 271 was passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 21, 1905.

MR. SPEAKER:

We, your Committee on Revenue and Taxation, to whom was referred House bill No. 303, entitled "An act exempting charitable bequests and devises from the operation of the inheritance tax law," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

In line 1 of the title, insert between the words "for" and "charitable" the word "certain."

In line 4 of the original title, being line 3 of the printed title, insert the word "any" between the words "on" and "such."

In line 2 of section 1 of the original bill, being lines 2 and 3 of section 1 of the printed bill, insert between the words "for" and "charitable" the words "one of the following." And in the same line, between the words "purposes" and "shall," insert the following: "namely: the relief of aged, impotent and poor people; maintenance of the sick or maimed or the support or education of orphans or indigent children."

In line 4 of the original bill, being line 3 of the printed bill, insert the word "such" between the words "for" and "charitable."

In line 6 of the original bill, being line 5 of the printed bill, strike out the word "for" and insert in lieu thereof the word "from."

GEO. T. REM, Chairman.

We concur in this report: Wm. Coate, K. P. Frostad, J. L. Harper, Geo. T. Crane, J. A. Falconer, J. A. Kellogg, H. C. Fulton, S. W. Fenton.

The bill was read the second time by sections and passed to third reading.

On motion of Mr. Reid the rules were suspended, the second reading was considered the third, and House bill No. 303 was placed on final passage and passed the House by the following vote: Yeas 75, nays 0, absent or not voting 19.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Todd, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—75.

Those absent or not voting were: Messrs. Bishop, Dickson, Doolittle, Dyke, Frostad, Hare, Houston, Irving, J. B. Linsley, Lyons, Poyns, Stevenson, Stilson, Strobridge, Theurer, Twichell, Ulsh, Van Slyke, and Weatherford—19.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Reid the rules were suspended, and the clerk was ordered to immediately transmit the bill to the Senate.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 23, 1905.

**MR. SPEAKER:**

We your Committee on Fisheries, to whom was referred House bill No. 216, entitled "An act to amend 'An act providing for the protection and propagation of the food fishes of the State,'" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass, with the following amendments:

Insert in line 4 of the original bill, being line 4 of the printed bill, between the words "any" and "pond," the words "set net."

Insert in line 5 of the original bill, being line 4 of the printed bill, between the words "of" and "the," the words "Puget Sound in."

In line 6 of the original bill, being line 5 of the printed bill, strike out the word "said" before "state" and insert in lieu thereof the word "this."

In line 50 of the original bill, being line 41 of the printed bill, between the words "existing" and "fish trap" insert the words "set net."

In line 52 of the original bill, being line 42 of the printed bill, strike out the word "sixty" and in lieu thereof insert the word "ninety."

In line 63 of the original bill, being line 51 of the printed bill, insert between the words "of" and "the State" the words "Puget Sound in."

In line 64 of the original bill, being line 53 of the printed bill, strike out the word "sixty" and in lieu thereof insert the word "ninety."

In line 68 of the original bill, being line 56 of the printed bill, after the word "removed," add the following: "*Provided, however,* If the locator fails to construct his appliance during the fishing season covered by his license, said location shall be deemed abandoned."

In line 69 of the original bill, being line 57 of the printed bill, between the words "season" and "the," insert the words "on Puget Sound."

In line 70 of the original bill, being line 57 of the printed bill, between the words "each" and "fish trap," insert the words "set net."

In line 78 of the original bill, being lines 63 and 64 of the printed bill, strike out the words "driving a substantial stake or."

In line 79 of the original bill, being line 64 of the printed bill, between the words "monument" and "or," insert the word "near."

CHAS. I. ROTH, Chairman.

We concur in this report: B. H. Morgan, Wm. Shultz, R. Lee Bradley, W. J. Dyke, E. A. Blackmore, F. A. Bartlett, G. Ericksen, W. R. Williams, Geo. L. Davis, L. N. Griffin, Geo. H. Vogtlin, D. J. Davis, Lee Van Slyke, Frank A. Twichell.

Mr. Shultz offered the following amendment:

In line 7 of section 2, after the word "a," insert the words "set net."

The amendment was adopted.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 216 was passed to third reading.

House bill No. 288, in relation to the recovery of damages for the death of a person.

The bill was read the second time by sections and passed to third reading.

House substitute bill No. 46, prescribing a penalty for the theft of a bicycle.

The bill was read the second time by sections, was considered engrossed, and passed to third reading.

House bill No. 284, to provide for the certifying, by clerks of cities, to the county auditors of their county.

Mr. J. B. Lindsley moved that notwithstanding the report of the committee to indefinitely postpone, the bill be read the second time.

The motion carried.

The bill was read the second time by sections and passed to third reading.

Mr. Twichell moved House bill No. 324 be passed and hold its place on the calendar.

The motion carried.

House bill No. 238, relating to changing corporate names of corporations.

The bill was read the second time by sections, was considered engrossed, and passed to third reading.

House bill No. 187, an act for the relief of R. Stevenson.

Mr. Ratcliffe offered the following amendment :

Amend by adding section 2, as follows:

Section 2. The state auditor is hereby authorized and directed to draw the warrant for said sum upon the state treasurer in favor of said R. Stevenson, and the state treasurer is hereby authorized and directed to pay the same out of any funds in the state treasury not otherwise appropriated.

The amendment was adopted.

The bill was read the second time by sections and passed to third reading, and ordered engrossed.

House bill No. 186, an act for the relief of P. Hanson.

Mr. Ratcliffe offered the following amendment :

Amend by adding section 2, as follows:

"Section 2. The state auditor is hereby authorized and directed to draw his warrant for said sum upon the state treasurer in favor of said P. Hanson, and the state treasurer is hereby authorized and directed to pay the same out of any funds in the state treasury not otherwise appropriated.

The amendment was adopted.

The bill was read the second time by sections and passed to third reading, and ordered engrossed.

On motion of Mr. Reid the House proceeded to the third reading of bills.

### THIRD READING OF BILLS.

House bill No. 254, to provide for a close season for crabs.

On motion of Mr. Dyke the rules were suspended and House bill No. 254 was returned to second reading for amendment.

Mr. Dyke offered the following amendment :

In section 1, line 4, after the word "of," strike out "June, July and August," and insert in lieu thereof "July, August and September."

The amendment was adopted.

On motion of Mr. Dyke the rules were suspended, the second reading was considered the third, and House bill No. 254 was placed on final passage and passed the House by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Dawes, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Long, Lyons, Maloney, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stilson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—71.

Those absent or not voting were: Messrs. Bartlett, Benn, Booth, Geo. L. Davis, Dickson, Doolittle, Hamilton, Hare, Harper, Houston, Huxtable, Irving, J. B. Lindsley, McCoy, Miller, Poyns, Reiter, Shultz, Stevenson, Strobridge, Theurer, Ulsh, and Weatherford—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 228, relating to the taxing of timber when sold separate and distinct from the land.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 68, nays 0, absent or not voting 26.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Dawes, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Van

Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker 68.

Those absent or not voting were: Messrs. Bartlett, Booth, Bradley, Clarke, Geo. L. Davis, Dickson, Doolittle, Fenton, Hare, Harper, Houston, Huxtable, Irving, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, Poyns, Reiter, Stevenson, Strobbridge, Theurer, Ulsh, and Weatherford—26.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 256, to provide for sending non-resident insane persons to their place of residence.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 67, nays 0, absent or not voting 27.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Dawes, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, Long, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—67.

Those absent or not voting were: Messrs. Bartlett, Blackmore, Clarke, Geo. L. Davis, Dickson, Doolittle, Hare, Harper, Houston, Irving, Kellogg, J. B. Lindsley, N. E. Linsley, Lyons, Maloney, McCoy, McGregor, Morrill, Poyns, Reiter, Rudio, Stevenson, Strobbridge, Theurer, Ulsh, Van Slyke, and Weatherford—27.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 199, prohibiting the importation of horses, cattle and swine, unless accompanied by certificate of health.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes,

Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Long, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—73.

Those absent or not voting were: Messrs. Bartlett, Bowers, Brown, Dickson, Doolittle, Fenton, Harper, Houston, Irving, Kellogg, J. B. Lindsley, Lyons, Maloney, McCoy, Morrill, Poyns, Reiter, Stevenson, Strobridge, Theurer, and Weatherford—21.

The emergency clause passed by the following vote: Yeas 64, nays 5, absent or not voting 25.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Long, Maloney, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Renick, Roberts, Rudene, Rudio, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—64.

Those voting nay were: Messrs. Crandall, Reid, Sheets, Todd, and Weir—5.

Those absent or not voting were: Messrs. Bartlett, Booth, Clarke, Dickson, Doolittle, Fancher, Fenton, Harper, Houston, Huxtable, Irving, Kellogg, J. B. Lindsley, Lyons, McCoy, Morrill, Poyns, Ratcliffe, Reiter, Roth, Scott, Stevenson, Strobridge, Theurer, and Weatherford—25.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House substitute bill No. 64, an act giving to county commissioners the power to grant certain public utility franchises on county roads.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 64, nays 15, absent or not voting 15.



Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blaker, Bolinger, Booth, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Eidemiller, Fancher, Fenton, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McGregor, McNicol, McVay, Miller, Minard, Morrill, Olsen, Reid, Reiter, Renick, Roberts, Scott, Shultz, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—64.

Those voting nay were: Messrs. Blackmore, Bowers, Bradley, Falconer, Frostad, Kenoyer, Lambert, Melcher, Moldstad, Morgan, Roth, Rudene, Sheets, Smith, and Stilson—15.

Those absent or not voting were: Messrs. Dickson, Doolittle, Dyke, Ericksen, Harper, Houston, Lyons, McCoy, Poyns, Ratcliffe, Rudio, Stevenson, Strobridge, Theurer, and Weatherford—15.

The emergency clause failed to pass by the following vote: Yeas 39, nays 34, absent or not voting 21.

Those voting yea were: Messrs. Allen, Bassett, Benn, Blaker, Bolinger, Brown, Clarke, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Eidemiller, Fancher, Fulton, Gleason, Griffin, Hare, Henderson, Hoch, Houston, Hughes, Irving, Lee A. Johnson, Keyes, J. B. Lindsley, N. E. Linsley, McGregor, McVay, Miller, Minard, Morrill, Olsen, Renick, Shultz, Twichell, Van Slyke, Weber, Weir—39.

Those voting nay were: Messrs. Ayer, Bishop, Blackmore, Booth, Bowers, Bradley, Byerly, Coate, Crandall, Ericksen, Frostad, Hamilton, Huxtable, Chas. Johnson, Kellogg, Kenoyer, Lambert, McNicol, Melcher, Moldstad, Morgan, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Smith, Stilson, Todd, Ulsh, Vilas, Williams, Mr. Speaker—34.

Those absent or not voting were: Messrs. Bartlett, Dickson, Doolittle, Dyke, Falconer, Fenton, Harper, Levin, Long, Lyons, Maloney, McCoy, Poyns, Ratcliffe, Scott, Sheets, Stevenson, Strobridge, Theurer, Vogtlin, and Weatherford—21.

There being no objections, the title of the bill was ordered amended by striking out the emergency clause.

Mr. Kellogg gave notice that tomorrow he would move to

reconsider the vote by which House substitute bill No. 64 passed the House.

The House took a recess at 12 o'clock noon.

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### AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Messrs. Doolittle, Keyes, Poyns, Stevenson, Theurer and Weatherford.

Messrs. Poyns and Weatherford were excused.

Mr. Kellogg withdrew his notice to reconsider House substitute bill No. 64.

### REPORTS OF STANDING COMMITTEES.

House bill No. 359: Recommend it do pass as amended.

House bill No. 295: Majority report recommends it be indefinitely postponed.

House bill No. 295: Minority report recommends it do pass.

House bill No. 364: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 21: Recommend it do pass as amended.

Senate bill No. 60: Recommend it do pass as amended.

House bill No. 320: Recommend it do pass as amended.

House bill No. 367: Recommend it do pass.

### SPECIAL ORDER.

House substitute bill No. 38, relating to the waters of the State and riparian and other rights thereto, and the use thereof.

The bill was read the second time by sections and passed to third reading.

On motion of Mr. Lee A. Johnson, the rules were suspended, the second reading was considered the third, and House bill No. 38 was placed on final passage and passed the House by the following vote: Yeas 75, nays 0, absent or not voting 19.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn,

Bishop, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vogtlin, Weber, Weir, Williams, Mr. Speaker—75.

Those absent or not voting were: Messrs. Ayer, Blackmore, Booth, Clarke, Doolittle, Griffin, Harper, Irving, Keyes, Maloney, McCoy, Morgan, Poyns, Reiter, Stevenson, Strobridge, Theurer, Vilas, Weatherford—19.

The emergency clause passed by the following vote: Yeas 75, nays 1, absent or not voting 18.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stilson, Todd, Ulsh, Van Slyke, Weber, Weir, Williams, Mr. Speaker—75.

Mr. Crandall voted nay.

Those absent or not voting were: Messrs. Ayer, Blackmore, Clarke, D. J. Davis, Doolittle, Harper, Irving, McCoy, Morgan, Poyns, Shultz, Stevenson, Strobridge, Theurer, Twichell, Vilas, Vogtlin, Weatherford—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. Lee A. Johnson, the rules were suspended and all bills that passed the House today were ordered immediately transmitted to the Senate.

Mr. Todd moved that the rules be suspended and House bill No. 359 be immediately considered on second reading.

The motion carried.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 28, 1905.

MR. SPEAKER:

We, your Committee on Compensation and Fees for State and County Officers, to whom was referred House bill No. 359, entitled "An act fixing the salaries of officers in counties of the first class," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that when so amended it do pass:

In line 12, section 1, of the printed bill, strike the words "twenty-eight hundred" and substitute therefor the words "three thousand." The same being in line 15, section 3, of the original bill.

In line 13, section 1, of the printed bill, strike the words "twenty-two hundred" and substitute therefor the words "three thousand." The same being in line 17, section 3, of the original bill.

In line 14, section 1, of the printed bill, strike the word "one" and substitute therefor the word "two." The same being in line 18, section 3, of the original bill.

In line 15, section 1, of the printed bill, after the word "necessary," insert the word "traveling." The same being in line 19, section 3, of the original bill.

In line 15, section 1, of the printed bill, strike the word "fifteen" and substitute therefor the words "twenty-two." The same being in line 19, section 3, of the original bill.

JAMES WEIR, Chairman.

We concur in this report: Thos. Dobson, L. Stillson, Lee Van Slyke, Robert A. Ayer.

The third amendment made by the committee was lost.

Mr. Falconer moved to reconsider the vote.

The motion carried.

On motion of Mr. Gleason the third amendment was adopted.

The bill was read by sections, all amendments recommended by the committee were adopted, and House bill No. 359 was passed to third reading and ordered engrossed.

RESOLUTIONS.

Senate concurrent resolution No. 20, relative to the appointment of a joint committee of the Senate and House to arrange

for memorial services in honor of the late Senator J. P. Sharp, was adopted.

The speaker appointed Messrs. Dickson, Gleason and Ayer as House members of the committee.

### SENATE AMENDMENTS.

The House concurred in Senate amendments to House bill No. 120 by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—78.

Those absent or not voting were: Messrs. Ayer, D. J. Davis, Doolittle, Fenton, Hare, Harper, Irving, McCoy, McGregor, Morgan, Poyns, Rudio, Stevenson, Strobbridge, Theurer, Weatherford—16.

The House concurred in Senate amendment to House bill No. 164 by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Van

Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—73.

Those absent or not voting were: Messrs. Ayer, Booth, Crane, D. J. Davis, Doolittle, Fenton, Harper, Houston, Irving, Kellogg, Lyons, Maloney, McCoy, Morgan, Poyns, Roberts, Roth, Stevenson, Strobridge, Theurer, Weatherford—21.

The House concurred in Senate amendments to House bill No. 92 by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—77.

Those absent or not voting were: Messrs. Benn, Booth, Dickson, Doolittle, Fenton, Harper, Houston, Huxtable, Kellogg, Lyons, Morgan, Poyns, Shultz, Stevenson, Strobridge, Theurer, Weatherford—17.

### THIRD READING OF BILLS.

House substitute bill No. 96, relating to justices of the peace and constables in cities of the first class.

Mr. Reid moved that the rules be suspended and House substitute bill No. 96 be returned to second reading for amendment.

The motion carried.

Mr. Reid offered the following amendment:

Amend section 2 by striking out the words "and directed," in line 3 of the printed bill.

The amendment was adopted.

Dr. Hare was called to the chair.

On motion of Mr. Twichell the rules were suspended, the

second reading was considered the third, and House bill No. 96 was placed on final passage and passed the House by the following vote: Yeas 67, nays 2, absent or not voting 25.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Renick, Roberts, Rudene, Scott, Sheets, Smith, Stilson, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—67.

Those voting nay were: Messrs. Levin and Reid—2.

Those absent or not voting were: Messrs. Benn, Brown, Clarke, D. J. Davis, Dickson, Doolittle, Dyke, Harper, Houston, Huxtable, Irving, Kellogg, Lyons, Maloney, Morgan, Poyns, Reiter, Roth, Rudio, Shultz, Stevenson, Strobridge, Theurer, Van Slyke, Weatherford—25.

The emergency clause passed by the following vote: Yeas 78, nays 2, absent or not voting 14.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—78.

Those voting nay were: Messrs. Clarke and Maloney—2.

Those absent or not voting were: Messrs. Doolittle, Eidemiller, Harper, Houston, Irving, Moldstad, Morgan, Poyns, Roth, Stevenson, Strobridge, Theurer, Van Slyke, and Weatherford—14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 161, providing for the re-appraisal of the tide lands adjacent to the city of South Bend.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 63, nays 1, absent or not voting 30.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bradley, Brown, Byerly, Coate, D. J. Davis, Geo. L. Davis, Dawes, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, J. B. Lindsley, Maloney, McCoy, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Sheets, Shultz, Smith, Todd, Twichell, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—63.

Mr. N. E. Linsley voted nay.

Those absent or not voting were: Messrs. Booth, Bowers, Clarke, Crandall, Crane, Dickson, Dobson, Doolittle, Eidemiller, Harper, Houston, Huxtable, Irving, Kellogg, Levin, Long, Lyons, McGregor, Miller, Poyns, Reiter, Roth, Scott, Stevenson, Stilson, Strobbridge, Theurer, Ulsh, Van Slyke, and Weatherford—30.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 337, providing for the protection and propagation of the food fishes in the waters of the State.

On motion of Mr. Megler the rules were suspended, the second reading was considered the third, and House bill No. 337 was placed on final passage and passed the House by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McNicol, McVay, Melcher, Miller,



Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—78.

Those absent or not voting were: Messrs. Benn, Booth, Clarke, Doolittle, Harper, Houston, Irving, Lyons, Maloney, McGregor, Poyns, Stevenson, Strobridge, Theurer, Ulsh, and Weatherford—16.

The emergency clause passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—73.

Those absent or not voting were: Messrs. Benn, Blaker, Clarke, Dawes, Dobson, Doolittle, Griffin, Harper, Houston, Irving, Kellogg, Lyons, Maloney, McGregor, Poyns, Stevenson, Strobridge, Theurer, Ulsh, Weatherford, and Weir—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 193, requiring sleeping car companies to pay a privilege tax.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 58, nays 5, absent or not voting 31.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Blackmore, Bolinger, Booth, Bradley, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dyke, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Henderson, Hoch, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, N. E. Linsley, Maloney, McCoy, McGregor.

McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Smith, Stilson, Todd, Vilas, Vogtlin, Weber, Williams—58.

Those voting nay were: Messrs. Dobson, Eidemiller, Huxtable, Levin, Van Slyke—5.

Those absent or not voting were: Messrs. Benn, Bishop, Blaker, Bowers, Clarke, Crandall, Dawes, Doolittle, Falconer, Griffin, Hare, Harper, Houston, Hughes, Irving, J. B. Lindsley, Long, Lyons, Poyns, Renick, Scott, Sheets, Shultz, Stevenson, Strobbridge, Theurer, Twichell, Ulsh, Weatherford, Weir, and Mr. Speaker—31.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 297, an act relating to revenue and taxation.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Hamilton, Hare, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Stilson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams—71.

Those absent or not voting were: Messrs. Ayer, Booth, Clarke, Dickson, Doolittle, Dyke, Gleason, Griffin, Harper, Houston, Irving, Long, Lyons, Poyns, Reiter, Roth, Smith, Stevenson, Strobbridge, Theurer, Ulsh, Weatherford, Mr. Speaker—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

On motion of Mr. N. E. Linsley the House returned to second reading of bills.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, your Committee on Medicine, Surgery, Dentistry and Hygiene, to whom was referred House bill No. 281, entitled "An act to define the practice of veterinary medicine, surgery and dentistry in the State of Washington; to regulate the same and to provide penalties for violation thereof," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended by striking out the title of each section, and that as so amended it do pass.

W. H. HARE, Chairman.

We concur in this report: Robt. F. Booth, Joseph Irving, George T. Doolittle, Robert A. Ayer.

Mr. Twichell offered the following amendments:

Amend by inserting in line 1 of section 6 of the printed bill, after the word "power" in said line 1, the following: "and it shall be their duty to examine any person who may apply for license to practice veterinary medicine, surgery and dentistry in this State, and."

Amend by inserting in line 5 of section 10 of the printed bill, after the word "examination" in said line 5, the following: "in veterinary, anatomy, physiology, chemistry, histology, materia medica, therapeutics, pathological horseshoeing, meat and milk inspection, sanitation, practice of veterinary medicine, surgery, dentistry and obstetrics as."

Amend by striking out, in line 5 of section 10 of the printed bill the word "the" in said line and substituting therefor the word "an."

Amend line 3, section 3, by striking out the word "five" and substitute the word "three" in its place.

The amendments by Mr. Twichell were adopted.

Mr. Bowers moved that House bill No. 281 be indefinitely postponed.

Mr. Twichell demanded a call of the House.

Roll call showed all members present except Messrs. Dyke, Harper, Houston, Maloney, McCoy, Poyns, Roth, Stevenson, Strobbridge, Theurer, Ulsh, Vogtlin and Weatherford.

On motion of Mr. McNicol the further call of the House was dispensed with.

The motion to indefinitely postpone House bill No. 281 was lost.

The bill was read by sections, the amendments recommended

by the committee were adopted, and House bill No. 281 was passed to third reading and ordered engrossed.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., February 28, 1905.

**MR. SPEAKER:**

The Senate has passed Senate substitute bill No. 249, a substitute for Senate bill No. 19, entitled "An act providing for and regulating the selection of jurors in the superior courts of the State," etc.

Also House bill No. 219, entitled "An act amending sections 2, 5, 7, 11 and 12 of an act entitled 'An act defining forcible entry, forcible detainer and unlawful detainer of real property, and providing remedies therefor,' " etc., with the following amendments:

In line 1, title of the printed bill, strike the figure "2" and substitute the figure "3" therefor. In the same line strike the figure "7."

Strike out section 1 of the printed bill and substitute the following:

'Section 1. That section 3 of an act entitled 'An act defining forcible entry, forcible detainer and unlawful detainer of real property, and providing remedies therefor by summary proceedings,' approved March 7, 1891, be amended to read as follows: Section 3. A tenant of real property for a term less than life is guilty of unlawful detainer, either: (1) When he holds over or continues in possession, in person or by sub-tenant, of the property or any part thereof after the expiration of the term for which it is let to him. In all cases where real property is leased for a specified term or period by express or implied contract, whether written or by parol, the tenancy shall be terminated without notice at the expiration of such specified term or period; or: (2) When he having leased real property for an indefinite time, with monthly or other periodic rent reserved, continues in possession thereof, in person or by sub-tenant, after the end of any such month or period, in cases where the landlord, more than twenty days prior to the end of such month or period, shall have served notice (in the manner in this act provided) requiring him to quit the premises at the expiration of such month or period. (3) When he continues in possession in person or by sub-tenant after a default in the payment of any rent, and after a notice in writing requiring in the alternative the payment of the rent or the surrender of the detained premises, served (in manner hereafter in this act provided) in behalf of the person entitled to the rent upon the person owing the same, shall have remained uncomplied with for the period of three days after service thereof. Such notice may be served at any time after the rent becomes due; or: (4) When he continues in possession in person or by sub-tenant after a neglect or failure to keep or perform any other condition or covenant of the lease

or agreement under which the property is held, including any covenant not to assign or sub-let, than one for the payment of rent, and after notice in writing requiring in the alternative the performance of such condition or covenant or the surrender of the property, served (in the manner provided in this act) upon him, and if there be a sub-tenant in actual possession of the premises, also upon such sub-tenant, shall remain uncomplished with for ten days after service thereof. Within ten days after the service of such notice the tenant, or any sub-tenant in actual occupation of the premises, or any mortgagee of the term, or other person interested in its continuance, may perform such condition or covenant and thereby save the lease from such forfeiture; or: (5) When he commits or permits waste upon the demised premises, or when he sets up or carries on therein or thereon any unlawful business, or when he erects, suffers, permits or maintains on or about said premises any nuisance, and remains in possession after service (in manner in this act provided) of three days' notice to quit upon him. (6) Any person who shall, without the permission of the owner and without having any color of title thereto, enter upon the land of another, and who shall fail or refuse to remove therefrom after three days' notice, in writing, to be served in the manner provided in this act."

Strike out section 2 of the printed bill and substitute the following:

Section 2. That section 5 of said act be amended to read as follows: Section 5. Any notice provided for in this act shall be served either: (1) By delivering a copy personally to the person entitled thereto; or: (2) If he be absent from the premises unlawfully held, by leaving there a copy, with some person of suitable age and discretion, and sending a copy through the mail addressed to the person entitled thereto at his place of residence; or: (3) If the person to be notified be a tenant, or an unlawful holder of premises, and his place of residence is not known, or if a person of suitable age and discretion there cannot be found then by affixing a copy of the notice in a conspicuous place on the premises unlawfully held, and also delivering a copy to a person there residing, if such a person can be found, and also sending a copy through the mail addressed to the tenant, or unlawful occupant, at the place where the premises unlawfully held are situated. Service upon a sub-tenant may be made in the same manner: *Provided*, That in cases where the tenant, or unlawful occupant, shall be conducting a hotel, inn, lodging house, boarding house, or shall be renting rooms while still retaining control of the premises as a whole, that the guests, lodgers, boarders or persons renting such rooms shall not be considered as sub-tenants within the meaning of this act, but all such persons may be served by affixing a copy of the notice to be served on two conspicuous places upon the premises unlawfully held; and such persons shall not be necessary parties defendant in an action to recover possession of said premises. Service of any notice provided for in this act may be

had upon a corporation by delivering a copy thereof to any officer, agent, or person having charge of the business of such corporation, at the premises unlawfully held, and in case no such officer, agent or person can be found upon such premises, then service may be had by affixing a copy of such notice in a conspicuous place upon said premises and by sending a copy through the mail addressed to such corporation at the place where said premises are situated. Proof of any service under this section may be made by the affidavit of the person making the same in like manner and with like effect as the proof of service of summons in civil actions."

And the above bills are herewith transmitted.

The Sénate has concurred in House amendments to Senate bill No. 3, entitled "An act making a felony of the sale of milk in which formaldehyde is an ingredient."

Also in House amendments to Senate bill No. 9, entitled "An act making the uttering of a bank check or draft for the payment of money without funds to meet the same, a felony."

Also in House amendments to Senate bill No. 85, entitled "An act providing for sanitary conditions in hotel and restaurant kitchens."

Also in House amendments to Senate bill No. 87, entitled "An act authorizing the board of state land commissioners to extend the time for the removal of timber sold from state, granted or school lands."

Also in House amendments to Senate bill No. 96, entitled "An act to amend section 2757 of Ballinger's Code."

The president has appointed Senators Reed and Graves in accordance with Senate concurrent resolution No. 20.

J. W. LYSONS, Secretary of the Senate.

The House adjourned at 4:03 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

**FIFTY-SECOND DAY.****MORNING SESSION.**

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Wednesday, March 1, 1905. }  
10 a. m. }

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Messrs. Bartlett, Harper, Poyns, Stevenson, Theurer, Vogtlin, and Weatherford.

Messrs. Bartlett, Poyns, Stevenson, Vogtlin and Weatherford were excused.

The journal of yesterday was approved as if read.

**COMMUNICATION.**

Resolution from the Scandinavian Total Abstinence Association of Ballard, requesting the passage of the local option law, was received and placed on file.

**REPORTS OF STANDING COMMITTEES.**

Senate bill No. 140: Recommend it do pass.  
House bill No. 372: Recommend it do pass.  
Senate bill No. 26: Recommend it do pass.  
House bill No. 384: Recommend it do pass.  
House bill No. 377: Recommend it do pass.  
House bill No. 123: Recommend it do pass.  
Senate bill No. 176: Recommend it do pass as amended.  
House bill No. 362: Recommend it do pass as amended.  
House bill No. 338: Recommend it do pass as amended.  
House bill No. 368: Recommend it be placed on the calendar.  
House bill No. 270: Recommend it be placed on the calendar.  
House bill No. 335: Recommend it be indefinitely postponed.  
House bill No. 104: Recommend it be indefinitely postponed.  
House bill No. 285: Recommend it be indefinitely postponed.

House bill No. 245: Recommend it be indefinitely postponed.  
House bill No. 188: Recommend it be indefinitely postponed.  
House bill No. 350: Recommend it be indefinitely postponed.  
House bill No. 369: Recommend it be indefinitely postponed.  
House bill No. 357: Recommend it be indefinitely postponed.  
House bill No. 356: Recommend it be indefinitely postponed.  
House bill No. 24: Recommend it be indefinitely postponed, and that House substitute bill No. 24 be substituted therefor and be placed on the calendar and be printed.

The report was adopted.

House bill No. 149: Majority report recommends it be indefinitely postponed. Minority report recommends it do pass.

Committee reports were adopted on House bills Nos. 335, 104, 285, 245, 188, 350, 369, 357 and 356, and said bills were indefinitely postponed.

## REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 28, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred House bills Nos. 54, 110, 82 and 28, have compared the same with the engrossed bills and find them correctly enrolled.

Respectfully submitted,

WM. SHULTZ,  
F. A. TWICHELL,  
JOHN A. FANCHER,  
W. H. HUGHES.

## FIRST READING OF SENATE BILLS.

Senate bill No. 93: An act requiring railroad companies to weigh cars loaded with lumber, shingles and other forest products at junction points.

Referred to the Committee on Railroads.

Senate bill No. 114: An act to amend an act entitled "An act to provide for the establishment and creation of drainage districts."

Referred to the Committee on Dikes, Drains and Drainage.

Senate bill No. 163: An act to provide for the payment of expenses incurred in compliance with an act entitled "An act to



provide for the construction and maintenance of dikes and dams in certain cases."

Referred to the Committee on Dikes, Drains and Drainage.

Senate bill No. 172: An act setting aside and dedicating certain lands of the State as a public highway.

Referred to the Committee on Roads and Bridges.

Senate bill No. 197: An act to confirm the title and character of conveyances of certain oyster and tide lands heretofore sold.

Referred to the Committee on State, School and Granted Lands.

Senate substitute bill No. 249: An act providing for and regulating the selection of jurors in the superior courts of the State.

Referred to the Committee on Judiciary.

The speaker in open session signed House bills Nos. 54, 110, 82, and 28.

### SENATE AMENDMENTS.

The House concurred in Senate amendments to House bill No. 219, by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stilson, Twichell, Van Slyke, Weber, Weir, Williams, and Mr. Speaker—69.

Those absent or not voting were: Messrs. Bartlett, Blackmore, Clarke, Crandall, Crane, Dickson, Dyke, Fenton, Gleason, Harper, Lee A. Johnson, Keyes, Morrill, Poyns, Renick, Roth, Sheets, Stevenson, Strobridge, Theurer, Todd, Ulsh, Vilas, Vogtlin, and Weatherford—25.

### SECOND READING OF BILLS.

Senate bill No. 177 (a substitute for House bill No. 318), an act to create the county of Benton.

On motion of Mr. Hare the rules were suspended, the second reading was considered the third, and Senate bill No. 177 was placed on final passage and passed the House by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Brown, Byerly, Clarke, Coate, Crane, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morgan, Morrill, Olsen, Ratcliffe, Reid, Roberts, Roth, Rudene, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Weir, Williams, and Mr. Speaker—77.

Those absent or not voting were: Messrs. Bartlett, Bradley, Crandall, D. J. Davis, Dickson, Gleason, Harper, Moldstad, Poyns, Reiter, Renick, Rudio, Stevenson, Strobridge, Theurer, Vogtlin, and Weatherford—17.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 121, appropriating the sum of six thousand dollars for the Florence Crittenton rescue work.

Mr. Reid offered the following amendment:

Amend Senate bill No. 121 by adding another section to be numbered 2, to read as follows:

"The State Auditor is hereby directed to issue his warrants for said sums and the State Treasurer is hereby directed to pay same upon presentation."

The amendment was adopted.

On motion of Mr. Reid the rules were suspended, the second reading was considered the third, and Senate bill No. 121 was placed on final passage and passed the House by the following vote: Yeas 67, nays 3, absent or not voting 24.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Byerly, Clarke, Coate, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Gleason, Griffin, Hamilton,

Hare, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johason, Lee A. Johnson, Kellogg, Kenoyer, Keyes, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McNicol, McVay, Melcher, Miller, Minard, Morgan, Morrill, Olsen, Ratchliffe, Reid, Renick, Roberts, Roth, Rudene, Scott, Sheets, Smith, Stilson, Todd, Twichell, Van Slyke, Vilas, Weber, Weir, Williams, and Mr. Speaker—67.

Those voting nay were: Messrs. Bowers, Brown, and Fulton—3.

Those absent or not voting were: Messrs. Ayer, Bartlett, Crandall, Crane, D. J. Davis, Dickson, Fenton, Harper, Huxtable, Lambert, Levin, McCoy, McGregor, Moldstad, Poyns, Reiter, Rudic, Shultz, Stevenson, Strobridge, Theurer, Ulsh, Vogtlin, and Weatherford—24.

There being no objections, the title of the bill was ordered to stand as the title of the act.

#### HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 21, 1905.

MR. SPEAKER:

We, your Committee on Irrigation and Arid Lands, to whom was referred Senate bill No. 82, entitled "An act to provide for the erection of screens at the head of irrigating, mill or electric light flumes or ditches, or canals," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that the amendments proposed by the Committee on Fisheries be adopted and the bill do pass as further amended as follows:

Amend the title by inserting in line 1 of the original bill, after the word "screens" the words "or grills," and by inserting in line 2 after the word "canals" the words "on streams where State fish hatcheries are located."

Amend section 1 by inserting in line 3 of the original bill before the words "shall erect" the words "on streams where State fish hatcheries are located;" in line 4 after the word "screens" insert the words "or grill;" in line 6 of the original bill after the word "screen" insert the words "or grill;" in line 7 of the original bill after the word "screen" insert the words "or grill."

LEE A. JOHNSON, Chairman.

We concur in this report: Frank Allen, Chas. Johnson, W. A. Bolinger, Wm. Coate, E. R. Henderson, L. Stilson, W. D. Scott, J. D. Bassett, Andrew Olsen.

The amendments offered by the committee were not adopted.

Mr. Roth offered the following amendments:

Amend section 1 to read as follows:

Section 1. That any person or persons, company or corporation owning, operating or controlling any canal, ditch or flume used for irrigating purposes shall erect on streams where State fish hatcheries are located and keep at the head of every such canal, ditch or flume, a wire screen or grill; the design and construction of the same shall be under the direction and approval of the State Fish Commissioner; said wire screen or grill shall be well constructed, and the meshes of said screen or grill shall not be farther apart than one-fourth of one inch, and shall be securely placed in the head of every such canal, flume or ditch, so as to prevent the ingress of any mountain trout or other food fishes from any of the lakes or streams of this State.

Amend title of the act to read as follows:

An act to provide for the erection of screens or grills at the head of irrigating flumes, ditches or canals on streams where State fish hatcheries are located for the purpose of preventing mountain trout or other food fishes from entering said flumes, ditches or canals, and providing a penalty for the violation thereof.

The amendments were adopted.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 21, 1905.

MR. SPEAKER:

We, your Committee on Revenue and Taxation, to whom was referred Senate bill No. 68, entitled "An act empowering cities of the third class to levy and collect an annual street poll tax, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

In line 1 of the title, insert the words "and fourth" after the word "third."

In line 1 of section 1, insert the words "and fourth" after the word "third."

GEO. T. REID, Chairman.

We concur in this report: Wm. Coate, H. P. Frostad, J. L. Harper, Geo. T. Crane, J. A. Falconer, J. A. Kellogg, H. C. Fulton, S. W. Fenton.

Mr. Roth offered the following amendment:

Amend by inserting the words "first and second" in line 1 of section one, after the word "first."

The amendment was lost.

Mr. Benn moved that Senate bill No. 68 be indefinitely postponed.

The motion was lost.

Mr. Kellogg offered the following amendment:

Amend by inserting in line 2 the word "male" between "every" and "inhabitant."

The amendment was adopted.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 68 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 23, 1905.

MR. SPEAKER:

We, your Committee on Game and Game Fish, to whom was referred Senate bill No. 129 entitled "An act to provide for the extermination of coyotes and wolves," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend line 14, section 1 of original bill, being line 10, section 1 of printed bill, by striking out the words "five dollars (\$5.00)," and insert in lieu thereof the words "ten dollars (\$10.00)."

CHAS. JOHNSON, Chairman.

We concur in this report: W. W. Brown, W. H. Clarke, H. C. Fulton, N. B. McNicol, K. P. Frostad, B. H. Morgan, N. E. Linsley, J. C. Poyna, Andrew Olsen, Thos. Dobson, Wm. Shultz, Jno. H. Sheets.

The committee amendment was lost.

The bill was read the second time by sections and passed to third reading.

Senate bill No. 154, to prohibit the advertising of treatment or cure of diseases of the sexual organs.

Mr. Booth offered the following amendments:

In section 1, line 1 of the printed bill, being section 1, line 1 of the original bill, insert between the words "cure" and "disease" the word "venereal."

In section 1, line 2 of the printed bill, strike out the words "of the sexual organs, or any disease or disorder of the sexual organs," and substitute in lieu thereof the words "or any venereal disease or disorder."

Amend the title by inserting between the words "of" and "diseases" the word "venereal," and strike out of line 1 of the title the words "of the sexual organs."

The amendments by Mr. Booth were adopted.

Mr. Todd offered the following amendment:

In section 1, line 4 of the printed bill, strike out after the word "any" the words "editor, business manager or other officer," and insert the words "owner or managing officer."

The amendment was adopted.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 154 was passed to third reading.

Senate substitute bill No. 188, providing for the irrigation, improvement and sale of lands granted to the State.

On motion of Mr. Chas. Johnson the rules were suspended, the second reading was considered the third, and Senate substitute bill No. 188 was placed on final passage and passed the House by the following vote: Yeas 73, nays 1, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Henderson, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Reid, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Weir, Williams, and Mr. Speaker—73.

Mr. Griffin voted nay.

Those absent or not voting were: Messrs. Bartlett, Dickson, Hare, Harper, Hoch, Irving, Levin, Maloney, McCoy, Morgan, Poyns, Ratcliffe, Reiter, Renick, Roth, Stevenson, Strobidge, Theurer, Vogtlin, and Weatherford—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 23, 1905.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred Senate bill No. 107, entitled "An act to establish and maintain a State fish hatchery on the Humptulips river," have had the same under consideration, and

we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend title: Strike out after the word "Washington" the words "and making an appropriation therefor."

"Strike out all of section 3.

CHAS. I. ROTH, Chairman.

We concur in this report: B. H. Morgan, Wm. Shultz, R. Lee Bradley, W. J. Dyke, E. A. Blackmore, F. A. Bartlett, G. Ericksen, Geo. L. Davis, W. R. Williams, L. N. Griffin, Geo. H. Vogtlin, D. J. Davis, Lee Van Slyke, Frank A. Twichell.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 107 was passed to third reading.

#### HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 23, 1905.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred Senate bill No. 112, entitled "An act to establish a State fish hatchery on the Chehalis river, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend title: Strike out after the word "Washington" the words "and making an appropriation therefor."

"Strike out all of section 3."

CHAS. I. ROTH, Chairman.

We concur in this report: B. H. Morgan, Wm. Shultz, W. J. Dyke, E. A. Blackmore, Geo. H. Vogtlin, F. A. Bartlett, G. Ericksen, Geo. L. Davis, W. R. Williams, L. N. Griffin, R. Lee Bradley, D. J. Davis, Lee Van Slyke, Frank A. Twichell.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 112 was passed to third reading.

Senate bill No. 67, to enable coroners of counties having a population of fifty thousand or more to appoint a deputy coroner.

The bill was read the second time by sections and passed to third reading.

#### HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 23, 1905.

MR. SPEAKER:

We, your Committee on Tide Lands, to whom was referred Senate bill No. 60, entitled "An act donating to the city of Seattle all the shore lands and waters of Green lake in the city of Seattle, King county. State

of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended, as follows:

In line 2 of section 2 of the engrossed bill, after the word "purposes," insert the following: "Including suitable street railway facilities," inserting a comma in place of a period.

FRANK H. RENICK, Chairman.

We concur in this report: Robert A. Ayer, Robt. F. Booth, W. R. Williams, Fred Eidemiller, Geo. H. Vogtlin, J. O. Rudene.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 60 was passed to third reading.

### THIRD READING OF BILLS.

Senate bill No. 45, making provision for the incorporation of cemetery associations.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Weir, Williams, and Mr. Speaker—71.

Those absent or not voting were: Messrs. Bartlett, Blaker, Bradley, Clarke, Dickson, Dobson, Harper, Irving, Kellogg, Kenoyer, Keyes, Maloney, McCoy, Morgan, Poyns, Reiter, Roth, Sheets, Stevenson, Strobridge, Theurer, Vogtlin, and Weatherford—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 59, an act for the incorporation of associations, societies and clubs.



On motion of Mr. Griffin the rules were suspended, the second reading was considered the third, and Senate bill No. 59 was placed on final passage and failed to pass the House by the following vote: Yeas 7, nays 58, absent or not voting 29.

Those voting yea were: Messrs. Allen, Benn, Bishop, Geo. L. Davis, Dyke, Falconer, and Mr. Speaker—7.

Those voting nay were: Messrs. Ayer, Bassett, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crane, D. J. Davis, Dawes, Dobson, Doolittle, Eidemiller, Erickson, Fancher, Fenton, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, Levin, J. B. Lindsley, Long, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, and Williams—58.

Those absent or not voting were: Messrs. Bartlett, Clarke, Crandall, Dickson, Frostad, Fulton, Gleason, Harper, Kellogg, Keyes, N. E. Linsley, Lyons, Maloney, McCoy, McGregor, McNicol, Morgan, Poyns, Roth, Sheets, Shultz, Smith, Stevenson, Strobbridge, Theurer, Vogtlin, Weatherford, Weber, and Weir—29.

Mr. Reiter gave notice that tomorrow at 11 o'clock he would move to reconsider the vote on Senate bill No. 59.

Senate bill No. 101, defining petit larceny and fixing the penalty thereof.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 69, nays 5, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Erickson, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Roberts, Rudene, Scott, Smith, Stilson, Todd, Twichell, Ulsh, Vilas, Weber, Weir, Williams, and Mr. Speaker—69.

Those voting nay were: Messrs. Benn, Bowers, Brown, Clarke, and Maloney—5.

Those absent or not voting were: Messrs. Bartlett, D. J. Davis, Falconer, Fancher, Harper, Keyes, Morgan, Poyns, Reiter, Renick, Roth, Rudio, Sheets, Shultz, Stevenson, Strobridge, Theurer, Van Slyke, Vogtlin, and Weatherford—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 1, 1905.

**MR. SPEAKER:**

The Senate has passed House bill No. 198, entitled "An act amending the law relating to the power of eminent domain."

Also House substitute bill No. 115, creating a board of plumbing examiners," etc.

Also House bill No. 248, amending the law relating to contracts.

Also Senate bill No. 182, entitled "An act creating the office of public printer."

Also Senate bill No. 153, limiting the authority of prosecuting attorneys to compromise civil actions.

Also Senate bill No. 2, relating to divorce.

Also Senate bill No. 180, establishing hunters' licenses, etc.

Also Senate bill No. 190, for the relief of James O'Loughlin.

Also Senate substitute bill No. 208 for Senate bill No. 122, amending the law relating to probate law and procedure:

Also Senate bill No. 210, amending the law relating to the care of the insane.

Also Senate bill No. 211, providing for the detention and commitment of the criminal insane.

Also Senate bill No. 198, to provide for the reappraisal of certain shore lands on the Columbia river, etc.

Also Senate bill No. 193, to regulate the catching of smelt, etc.

The president has signed Senate bill No. 3, entitled "An act making a felony of the sale of milk in which formaldehyde is an ingredient, providing for a penalty, etc.

Also Senate bill No. 9, entitled "An act making the uttering of a bank check or draft for the payment of money without funds to meet the same, a felony and providing a penalty.

Also Senate bill No. 85, entitled "An act providing for sanitary conditions in hotel and restaurant kitchens, and providing penalties, etc.

Also Senate bill No. 87, entitled "An act authorizing the state board

of land commissioners to extend the time for the removal of timber sold from state, granted or school lands."

Also Senate bill No. 96, entitled "An act to amend section 2757 of Ballinger's Code, fixing the penalty for assisting prisoners from the state penitentiary," etc.

Also memorial No. 2, relating to the opening of the south half of the Colville Indian reservation, etc.

Also memorial No. 5, relating to the improvement of the Columbia river between Wenatchee and Kettle Falls, etc.

Also House bill No. 54, entitled "An act to amend an act to provide against the adulteration of food.

Also House bill No. 110, amending the law providing a closed season for trout fishing in Chelan county.

Also House bill No. 82, entitled "An act changing the name of the Washington agricultural college."

Also House bill No. 28, providing for the payment of premiums on bonds of state, county or city treasurers.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House took a recess till 2 p. m.

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### AFTERNOON SESSION.

The speaker called the House to order at 2 o'clock p. m.

On roll call all members were present except Messrs. Bartlett, Harper, Poyns, Stevenson, Theurer, Ulsh, Vogtlin, and Weatherford.

Messrs. Poyns, Bartlett, Stevenson, Vogtlin, Theurer and Weatherford were excused.

### REPORTS OF STANDING COMMITTEES.

Senate bill No. 108: Recommend it do pass.

House bill No. 355: Recommend it do pass.

Senate bill No. 163: Recommend it do pass.

Senate bill No. 114: Recommend it do pass.

### THIRD READING OF BILLS.

Senate bill No. 95, relating to the maintenance and trial of actions by persons injured by intoxicated persons.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 52, nays 26, absent or not voting 16.

Those voting yea were: Messrs. Benn, Bishop, Bolinger, Booth, Brown, Clarke, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Dyke, Eidemiller, Falconer, Fenton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Huxtable, Irving, Lambert, Levin, J. B. Lindsley, Long, Lyons, Maloney, McNicol, McVay, Minard, Morgan, Morrill, Reid, Renick, Roberts, Roth, Rudio, Scott, Sheets, Shultz, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Weir, and Mr. Speaker—52.

Those voting nay were: Messrs. Bassett, Blackmore, Blaker, Bowers, Byerly, Crane, Doolittle, Ericksen, Fancher, Frostad, Hughes, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, N. E. Linsley, McGregor, Melcher, Miller, Moldstad, Olsen, Ratcliffe, Rudene, Smith, Stilson, and Williams—26.

Those absent or not voting were: Messrs. Allen, Ayer, Bartlett, Bradley, Dickson, Fulton, Hare, Harper, Kellogg, McCoy, Poyns, Reiter, Stevenson, Theurer, Vogtlin, and Weatherford—16.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 90, to provide a system of registration of births and deaths.

Mr. Falconer moved that Senate bill No. 90 be indefinitely postponed.

Mr. Falconer withdrew his motion.

Mr. Todd moved that the rules be suspended, the second reading be considered the third, and the bill placed on final passage.

The motion of Mr. Todd prevailed.

The bill as engrossed was read the third time and placed on final passage and Senate bill No. 90 passed by the following vote: Yeas 54, nays 24, absent or not voting 16.

Those voting yea were: Messrs. Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Ericksen, Fancher, Fenton, Frostad, Gleason, Hare, Henderson, Hoch, Huxtable, Irving, Kellogg, Kenoyer, Keyes, Lambert, N. E. Linsley, Lyons, Maloney, McCoy, McGregor, McVay, Melcher, Minard, Morgan, Morrill, Renick, Roberts, Rudio, Sheets, Smith, Stilson, Stro-

bridge, Todd, Twichell, Ulsh, Vilas, Weber, Weir, Williams, and Mr. Speaker—54.

Those voting nay were: Messrs. Blaker, Bowers, Brown, Crandall, Dyke, Eidemiller, Falconer, Fulton, Griffin, Hamilton, Hughes, Chas. Johnson, Levin, J. B. Lindsley, McNicol, Miller, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Roth, Rudene, and Scott—24.

Those absent or not voting were: Messrs. Allen, Ayer, Bartlett, Bradley, Dickson, Harper, Houston, Lee A. Johnson, Long, Poyns, Shultz, Stevenson, Theurer, Van Slyke, Vogtlin, and Weatherford—16.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 20, to provide for marking a can or parcel containing any explosive.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 63, nays 12, absent or not voting 19.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Bemm, Bishop, Blackmore, Blaker, Booth, Bowers, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Hughes, Irving, Chas. Johnson, Kellogg, Kenoyer, Levin, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Renick, Roberts, Rudene, Rudio, Sheets, Smith, Stilson, Strobridge, Ulsh, Weber, Weir, and Williams—63.

Those voting nay were: Messrs. Bolinger, Fulton, Huxtable, Keyes, Lambert, J. B. Lindsley, Reid, Reiter, Scott, Todd, Vilas, and Mr. Speaker—12.

Those absent or not voting were: Messrs. Bartlett, Bradley, Clarke, Crandall, Dickson, Fenton, Harper, Houston, Lee A. Johnson, Morrill, Poyns, Roth, Shultz, Stevenson, Theurer, Twichell, Van Slyke, Vogtlin and Weatherford—19.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 184, making appropriations for the state board of control.

On motion of Mr. Gleason the rules were suspended, the second reading was considered the third, and Senate bill No. 184 was placed on final passage and passed the House by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Rudene, Rudio, Scott, Sheets, Smith, Stulson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Weir, Williams, and Mr. Speaker—77.

Those absent or not voting were: Messrs. Bartlett, Bradley, Brown, Clarke, Dickson, Fenton, Griffin, Harper, Maloney, Poyns, Roberts, Roth, Shultz, Stevenson, Theurer, Vogtlin, and Weatherford—17.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 332, on the same subject, was indefinitely postponed.

Senate bill No. 185, making appropriation for certain deficiencies for fiscal periods prior to March 31, 1905.

Mr. McCoy moved that Senate bill No. 185 be returned to second reading for amendment.

The motion carried.

Mr. McCoy offered the following amendment:

In the twelfth item, line 18 of the printed bill, strike out the figures "1500" and insert in lieu thereof "1505.37."

The amendment was adopted.

The bill was passed to third reading.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 82, nays 0, absent or not voting 12.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley,

Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobbridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Weir, Williams, and Mr. Speaker—82.

Those absent or not voting were: Messrs. Bartlett, Clarke, Eidemiller, Gleason, Griffin, Harper, Maloney, Poyns, Stevenson, Theurer, Vogtlin, and Weatherford—12.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Reid moved to indefinitely postpone House bill No. 331.

The motion carried.

Mr. Reid moved to consider Senate bills which were on second reading this morning, and place them on third reading.

The motion prevailed.

Senate bill No. 82, to provide for the erection of screens at the head of irrigating, mill or electric light flumes or ditches, or canals.

The bill as engrossed was read the third time and placed on final passage and failed to pass by the following vote: Yeas 47, nays 21, absent or not voting 26.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Byerly, Coate, Geo. L. Davis, Dawes, Dobson, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Henderson, Kenoyer, Lambert, Levin, J. B. Lindsley, McCoy, McGregor, McVay, Melcher, Minard, Morgan, Morrill, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Stilson, Strobbridge, Twichell, Van Slyke, Weber, Williams, and Mr. Speaker—47.

Those voting nay were: Messrs. Bowers, Crandall, Crane, Dickson, Eidemiller, Fulton, Hare, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, N. E. Linsley, Long, Maloney, McNicol, Miller, Moldstad, Olsen, Ratcliffe, Smith, and Todd—21.

Those absent or not voting were: Messrs. Bartlett, Brown, Clarke, D. J. Davis, Doolittle, Gleason, Griffin, Hamilton, Harper, Houston, Huxtable, Irving, Kellogg, Keyes, Lyons, Poyns, Reid, Reiter, Shultz, Stevenson, Theurer, Ulsh, Vilas, Vogtlin, Weatherford, and Weir—26.

Senate bill No. 154, to prohibit the advertising of treatment or cure of diseases of the sexual organs.

On motion of Mr. Booth the rules were suspended, the second reading was considered the third, and Senate bill No. 154 was placed on final passage and passed the House by the following vote: Yeas 71, nays 3, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Ratcliffe, Reid, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Williams, and Mr. Speaker—71.

Those voting nay were: Messrs. Levin, Morrill, and Strobridge—3.

Those absent or not voting were: Messrs. Bartlett, Bishop, Clarke, Fulton, Hare, Harper, Huxtable, Irving, Maloney, Olsen, Poyns, Reiter, Renick, Roth, Shultz, Stevenson, Theurer, Vogtlin, Weatherford, and Weir—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Fulton gave notice that tomorrow he would move to reconsider the vote by which Senate bill No. 82 was lost.

Senate bill No. 68, empowering cities of the third class to levy and collect poll tax.

The bill as engrossed was read the third time and placed on final passage and failed to pass, by the following vote: Yeas 42, nays 25, absent or not voting 27.

Those voting yea were: Messrs. Allen, Bassett, Bishop, Bolinger, Booth, Bradley, Brown, Byerly, Coate, Crandall, Dawes,



Dickson, Dobson, Doolittle, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Henderson, Hoch, Irving, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, McCoy, Melcher, Miller, Moldstad, Morrill, Olsen, Rudio, Smith, Todd, Twichell, Ulsh, Vilas, Weber, and Mr. Speaker—42.

Those voting nay were: Messrs. Ayer, Blackmore, Blaker, Bowers, Geo. L. Davis, Dyke, Eidemiller, Griffin, Huxtable, Chas. Johnson, Keyes, N. E. Linsley, McGregor, McNicol, McVay, Minard, Ratcliffe, Renick, Roberts, Roth, Scott, Sheets, Stilson, Strobridge, and Williams—25.

Those absent or not voting were: Messrs. Bartlett, Benn, Clarke, Crane, D. J. Davis, Falconer, Hamilton, Hare, Harper, Houston, Hughes, J. B. Lindsley, Long, Lyons, Maloney, Morgan, Poyns, Reid, Reiter, Rudene, Shultz, Stevenson, Theurer, Van Slyke, Vogtlin, Weatherford, and Weir—27.

Senate bill No. 129, to provide for the extermination of coyotes and wolves.

On motion of Mr. Gleason the rules were suspended, the second reading was considered the third, and Senate bill No. 129 was placed on final passage and passed the House by the following vote: Yeas 53, nays 21, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, D. J. Davis, Geo. L. Davis, Dobson, Doolittle, Dyke, Eidemiller, Falconer, Fenton, Frostad, Fulton, Henderson, Hughes, Irving, Chas. Johnson, Kellogg, Kenoyer, Lambert, Levin, Long, McCoy, McNicol, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Reiter, Roberts, Roth, Rudene, Rudio, Sheets, Shultz, Strobridge, Ulsh, Van Slyke, Vilas, Weber, and Mr. Speaker—53.

Those voting nay were: Messrs. Blackmore, Crandall, Crane, Ericksen, Fancher, Griffin, Hamilton, Hoch, Lee A. Johnson, Keyes, McVay, Morrill, Ratcliffe, Reid, Renick, Scott, Smith, Stilson, Todd, Twichell, and Williams—21.

Those absent or not voting were: Messrs. Bartlett, Clarke, Dawes, Dickson, Gleason, Hare, Harper, Houston, Huxtable, J. B. Lindsley, N. E. Linsley, Lyons, Maloney, McGregor, Poyns, Stevenson, Theurer, Vogtlin, Weatherford, and Weir—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 107, to establish and maintain a state fish hatchery in Chehalis county.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 62, nays 3, absent or not voting 29.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Byerly, Coate, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Sheets, Shultz, Smith, Todd, Twichell, Ulsh, Vilas, Weber, Williams, and Mr. Speaker—62.

Those voting nay were: Messrs. Bowers, Brown, and Morrill—3.

Those absent or not voting were: Messrs. Ayer, Bartlett, Clarke, Crandall, Crane, Dobson, Fancher, Fenton, Hare, Harper, Houston, Irving, Lambert, Levin, Maloney, McGregor, Miller, Poyns, Roth, Rudio, Scott, Stevenson, Stilson, Strobridge, Theurer, Van Slyke, Vogtlin, Weatherford, and Weir—29.

There being no objections, the title of the act was ordered to stand as the title of the act.

Senate bill No. 112, to establish a state fish hatchery in Lewis county.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 52, nays 0, absent or not voting 42.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Byerly, Coate, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Ericksen, Frostad, Griffin, Hamilton, Henderson, Hoch, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, N. E. Linsley, Lyons, McGregor, McVay, Melcher, Miller, Minard, Moldstad,

Morrill, Olsen, Reid, Reiter, Renick, Roberts, Rudene, Sheets, Shultz, Todd, Twichell, Ulsh, Vilas, Weber, Williams, and Mr. Speaker—52.

Those absent or not voting were: Messrs. Bartlett, Bowers, Bradley, Brown, Clarke, Crandall, Crane, Dawes, Dyke, Eidemiller, Falconer, Fancher, Fenton, Fulton, Gleason, Hare, Harper, Houston, Hughes, Huxtable, Keyes, Levin, J. B. Lindsley, Long, Maloney, McCoy, McNicol, Morgan, Poyns, Ratcliffe, Roth, Rudio, Scott, Smith, Stevenson, Stilson, Strobbridge, Theurer, Van Slyke, Vogtlin, Weatherford, and Weir—42.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 67, to enable coroners of counties having a population of fifty thousand or more to appoint deputy coroners.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 61, nays 9, absent or not voting 24.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Bolinger, Booth, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Erickson, Falconer, Fancher, Fenton, Frostad, Gleason, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Irving, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McNicol, McVay, Melcher, Miller, Minard, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Vilas, Weber, and Mr. Speaker—61.

Those voting nay were: Messrs. Blackmore, Bradley, Eidemiller, Griffin, Levin, Moldstad, Morgan, Morrill, and Williams—9.

Those absent or not voting were: Messrs. Bartlett, Blaker, Bowers, Brown, Clarke, Fulton, Hare, Huxtable, Chas. Johnson, Keyes, Maloney, McCoy, McGregor, Poyns, Roth, Rudio, Scott, Stevenson, Strobbridge, Theurer, Van Slyke, Vogtlin, Weatherford, and Weir—24.

There being no objections, the title of the act was ordered to stand as the title of the act.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 1, 1905.

MR. SPEAKER:

The Senate has passed House substitute bill No. 6, entitled "An act for the creation of a railroad commission," etc., with the following amendments:

Section 15, line 45, after the word "directors," strike the period and insert a comma therefor, and add: "and to employes' families and to ex-employes in search of employment: *Provided* Such carriage may extend to employes' household goods and personal effects."

Section 17, put a period after the word "violation," in line 6, and strike remainder of section.

In line 28 of section 1 of the engrossed bill, strike out the figures "\$5,000," and insert in lieu thereof the words: "four thousand dollars." And the same is herewith transmitted.

J. W. LYBONS, Secretary of the Senate.

Mr. Dawes moved that the rules be suspended and all Senate bills passed by the House today be immediately transmitted to the Senate.

The motion carried.

Mr. Falconer moved that the rules be suspended and House bill No. 129 be considered on third reading.

The motion prevailed.

## THIRD READING OF BILLS.

House bill No. 129, providing for the protection and health of employes in factories.

On motion of Mr. Geo. L. Davis the rules were suspended, the second reading was considered the third, and House bill No. 129 was placed on final passage and passed the House by the following vote: Yeas 74, nays 9, absent or not voting 11.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, Mc-

Gregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Williams, Mr. Speaker—74.

Those voting nay were: Messrs. Ayer, Bowers, Crandall, Dobson, Hamilton, Hare, Huxtable, Maloney, McNicol—9.

Those absent or not voting were: Messrs. Bartlett, Clarke, Coate, Harper, Lyons, Poyns, Stevenson, Theurer, Vogtlin, Weatherford, Weir—11.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Dawes moved that the rules be suspended and House bill No. 129 be immediately transmitted to the Senate.

The motion carried.

Senate bill No. 60, donating to Seattle all the shore lands and waters of Green Lake.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 81, nays 0, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Sheets, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Williams, Mr. Speaker—81.

Those absent or not voting were: Messrs. Bartlett, Brown, Clarke, Hare, Harper, Maloney, Poyns, Scott, Stevenson, Theurer, Vogtlin, Weatherford, Weir—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The speaker in open session signed Senate bills Nos. 96, 87, 85, 9 and 3, and Senate memorials Nos. 5 and 2, and Senate concurrent resolution No. 7.

Mr. Roth moved that the rules be suspended and House bill No. 262 be considered on third reading.

The motion carried.

House bill No. 262, creating a bureau of labor, defining its duties, abolishing the office of assistant labor and factory, mill and railway inspector.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 63, nays 10, absent or not voting 21.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Brown, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Henderson, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Lambert, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Reid, Reiter, Renick, Roberts, Roth, Rudene, Scott, Shultz, Smith, Stilson, Strobbridge, Todd, Twichell, Ulsh, Vilas, Weber, Williams—63.

Those voting nay were: Messrs. Bowers, Bradley, Eidemiller, Hamilton, Hare, Levin, J. B. Lindsley, McNicol, Van Siyke, Mr. Speaker—10.

Those absent or not voting were: Messrs. Ayer, Bartlett, Clarke, Coate, Dawes, Harper, Hoch, Kenoyer, N. E. Linsley, Long, Lyons, Maloney, Poyns, Ratcliffe, Rudio, Sheets, Stevenson, Theurer, Vogtlin, Weatherford, Weir—21.

The emergency clause failed to pass by the following vote: Yeas 58, nays 21, absent or not voting 15.

Those voting yea were Messrs. Allen, Bassett, Benn, Bishop, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Lambert, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen,

Reiter, Renick, Roth, Rudene, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Vilas, Weber, Williams—58.

Those voting nay were: Messrs. Blackmore, Bowers, Coate, Doolittle, Eidemiller, Fancher, Hamilton, Hare, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McNicol, Ratcliffe, Reid, Roberts, Scott, Sheets, Van Slyke, Mr. Speaker—21.

Those absent or not voting were: Messrs. Ayer, Bartlett, Clarke, Crandall, Harper, Kenoyer, Keyes, Lyons, Poyns, Rudio, Stevenson, Theurer, Vogtlin, Weatherford, Weir—15.

There being no objections, the title of the bill, with the emergency clause stricken, was ordered to stand as the title of the act.

The clerk was ordered to strike out the emergency clause in the title and in section 3 of the bill.

### SENATE AMENDMENTS.

The House concurred in the Senate amendments to House substitute bill No. 6 by the following vote: Yeas 71, nays 10, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Bradley, Beryl, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Hare, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Sheets, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Williams, Mr. Speaker—71.

Those voting nay were: Messrs. Brown, Dawes, Eidemiller, Gleason, Hamilton, Houston, Levin, McNicol, McVay, Morrill—10.

Those absent or not voting were: Messrs. Bartlett, Blaker, Clarke, Griffin, Harper, Lyons, Poyns, Scott, Stevenson, Theurer, Vogtlin, Weatherford, Weir—13.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 1, 1905.

## MR. SPEAKER:

The Senate has passed Senate bill No. 150, entitled "An act for the preservation of the salmon fishing industry," etc.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

House bill No. 262 was ordered immediately transmitted to the Senate.

## FIRST READING OF SENATE BILLS.

Senate bill No. 150, for the preservation of the salmon industry of the State.

The bill was read the first time by title, and referred to the Committee on Fisheries.

## SECOND READING OF BILLS.

House bill No. 278, providing for the right-of-way and easement for the development of mines.

The clerk was ordered to insert the word "section" before the numbers of the various sections.

The bill was read the second time by sections and passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 17, 1905.

## MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 291, entitled "An act to amend 'An act to provide for the relief of indigent Union and Mexican war soldiers, sailors and marines, and families,'" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

Amend title to read as follows: "An act to amend sections 2640, 2641, 2642, 2643, 2644, 2645 and 2646 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to the relief of indigent Union soldiers, sailors and marines, and providing for the relief of indigent Union Spanish-American war soldiers, sailors and marines and



the families of those deceased or indigent, and to defray funeral expenses."

That section 1 be amended by inserting after the figure "1" and before the word "For," in line 1 of the original bill, being line 1 of the printed bill, the words "That section 2640 of Ballinger's Annotated Codes and Statutes of Washington, same being section 8061 of Pierce's Washington Code, be amended to read as follows: Section 1."

That section 2 be amended by inserting after the figure "2" and before the word "If," in line 1 of the original bill, being line 1 of the printed bill, the words "That section 2641 of Ballinger's Annotated Codes and Statutes of Washington, being section 8062 of Pierce's Washington Code, be amended to read as follows: "Section 2."

That section 3 be amended by inserting after the figure "3" and before the word "Upon," in line 1 of the original bill, same being line 1 of the printed bill, the words "That section 2642 of Ballinger's Annotated Codes and Statutes of Washington, same being section 8063 of Pierce's Washington Code, be amended to read as follows: Section 3."

That section 4 be amended by inserting after the figure "4" and before the word "The," in line 1 of the original bill, same being line 1 of the printed bill, the words "That section 2643 of Ballinger's Annotated Codes and Statutes of Washington, same being section 8064 of Pierce's Washington Code, be amended to read as follows: Section 4."

That section 5 be amended by inserting after the figure "5" and before the word "County," in line 1 of the original bill, same being line 1 of the printed bill, the words "That section 2644 of Ballinger's Annotated Codes and Statutes of Washington, same being section 8065 of Pierce's Washington Code, be amended to read as follows: Section 5."

That section 6 be amended by inserting after the figure "6" and before the word "It," in line 1 of the original bill, same being line 1 of the printed bill, the words "That section 2645 of Ballinger's Annotated Codes and Statutes of Washington, same being section 8066 of Pierce's Washington Code, be amended to read as follows: Section 6."

That section 7 be amended by inserting after the figure "7" and before the word "The," in line 1 of the original bill, same being line 1 of the printed bill, the words "That section 2646 of Ballinger's Annotated Codes and Statutes of Washington, same being section 8067 of Pierce's Washington Code, be amended to read as follows: Section 7."

CHAS. S. GLEASON, Chairman.

We concur in this report: Geo. T. Reid, Elmer E. Todd, J. A. Kellogg, W. D. Scott, Joseph B. Lindsley, S. A. Crandall.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 291 was passed to third reading and ordered engrossed.

House bill No. 334, relating to damages by fire caused or set by steam engines.

Mr. Houston moved that the bill be indefinitely postponed.

The motion was lost.

The bill was read the second time by sections, was considered engrossed and passed to third reading.

House bill No. 330, in relation to poisons and prohibiting the combination of poisonous substances with crackers.

Mr. Reid offered the following amendment:

Amend section 2 by striking out the word and figures "fifty (\$50.00)" in line 2, and insert in lieu thereof the word and figures "ten (\$10.00)."

The amendment was carried.

The House adjourned at 3:10 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## FIFTY-THIRD DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Thursday, March 2, 1905 }  
10 o'clock a. m.

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Messrs. Irving, Poyns, Reiter, Stevenson, Theurer, Vogtlin, Weatherford, and Weir.

Messrs. Poyns, Stevenson, Vogtlin and Weatherford were excused.

The journal of yesterday was approved as if read.

### PETITIONS.

Petitions from numerous citizens of Garfield county, urging the passage of the local option bill, were received and placed on file.

## REPORTS OF STANDING COMMITTEES.

We, your Committee on Claims and Auditing, hereby approve the claims of L. O. Meigs and S. P. Carusi for extra work, in the sum of \$60.00 each, and recommend that the State Auditor draw warrants for said amounts in favor of the said L. O. Meigs and S. P. Carusi, on the State Treasurer; said State Treasurer to pay said amounts out of the appropriation for legislative expenses.

FRED EIDEMILLER, Chairman.

We concur in the report: E. E. Smith, Robt. F. Booth, J. L. Harper, C. A. Ratcliffe, Wm. Bishop, Jr., W. W. Brown.

The report was adopted.

House bill No. 380: Recommend it do pass.

Senate bill No. 54: Recommend it do pass.

House memorial No. 2: Recommend it do pass.

House memorial No. 3: Recommend it do pass.

House bill No. 339: Majority report recommends it be indefinitely postponed. Minority report recommends it do pass.

Senate memorial No. 7: Recommend it do pass.

Senate bill No. 128: Recommend it be placed on the calendar.

House bill No. 137: Recommend it be indefinitely postponed, and House substitute bill No. 137 be substituted and do pass, and that House substitute bill No. 137 be printed.

The report was adopted.

House bill No. 360: Recommend it do pass as amended.

Senate bill No. 119: Recommend it do pass.

House bill No. 383: Recommend it do pass.

Senate bill No. 65: Recommend it do pass as amended.

House bill No. 394: Recommend it be indefinitely postponed.

House bill No. 293: Recommend it be indefinitely postponed.

House bill No. 34: Recommend it be indefinitely postponed.

Committee reports were adopted on House bills Nos. 394, 293, and 34, and said bills were indefinitely postponed.

House bill No. 220: Recommend it be referred to the Committee on Appropriations.

The report was adopted.

The Committee on Claims and Auditing recommended that the claim for \$956.92 of M. O'Conner, for supplies for Legislature, be allowed.

The report was adopted.

The Committee on Claims and Auditing recommended that the

following cleams be allowed for supplies for legislative use in the House :

Geo. Martin & Son.....	\$ 1.50
G. H. Garrison .....	19.50
Mills & Cowles.....	27.95
E. R. Ennis .....	16.00

The report was adopted.

### RESOLUTION.

Mr. Lee A. Johnson offered the following resolution :

**WHEREAS**, At the session of 1903, by resolution the sum of sixty dollars was ordered to be paid to L. O. Meigs, and sixty dollars to S. P. Carusi for extra work, and

**WHEREAS**, Owing to a defect in the phraseology of said resolutions the State Auditor refused to recognize said resolution, and

**WHEREAS**, Relief bills Nos. 223 and 225, passed by this House for the purpose of remedying the defect in said resolutions, have been turned down by the Senate Committee on Appropriations for the reason that the Senate desired the House to pay its own bills; therefore be it

*Resolved*, That the amount of sixty dollars be paid to L. O. Meigs and sixty dollars to S. P. Carusi out of the fund appropriated for legislative expenses of this session, and that the speaker and chief clerk be authorized and directed to make out vouchers for these amounts.

The resolution was adopted.

### FIRST READING OF SENATE BILLS.

Senate bill No. 2: An act relating to divorce and amending certain sections of Ballinger's Annotated Codes and Statutes.

Referred to Committee on Judiciary.

Senate bill No. 153: An act limiting the authority of prosecuting attorneys to compromise or dismiss any civil action or proceeding to which the State or county is a party.

Referred to Committee on Judiciary.

Senate bill No. 180: An act establishing hunters' licenses.

Referred to the Committee on Game and Game Fish.

Senate bill No. 182: An act creating the office of public printer. Placed on the calendar.

Senate bill No. 190: An act for the relief of James O'Loughlin. Referred to the Committee on Claims and Auditing.

Senate bill No. 193: An act to regulate the catching or taking of, and licensing the catching of smelt fish in the Columbia river.

Referred to the Committee on Fisheries.

Senate bill No. 198: An act to provide for the reappraisal of the tide and shore lands on the Columbia river in front of the city of Vancouver.

Referred to the Committee on Tide Lands.

Senate substitute bill No. 208: An act to amend sections of Ballinger's Annotated Codes and Statutes, relating to probate law and procedure.

Referred to Committee on Judiciary.

Senate bill No. 210: An act repealing sections of an act in relation to the insane of the State.

Referred to the Committee on Judiciary.

Senate bill No. 211: An act providing for the detention and commitment of the criminal insane.

Referred to the Committee on Judiciary.

## RECONSIDERATION.

Mr. Williams moved to reconsider the vote by which Senate bill No. 68 was lost.

The motion carried.

The roll was called and Senate bill No. 68 passed the House by the following vote: Yeas 66, nays 2, absent or not voting 26.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blaker, Bolinger, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Frostad, Fulton, Gleason, Hare, Harper, Hoch, Houston, Hughes, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Reid, Renick, Roberts, Rudene, Rudio, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Williams, and Mr. Speaker—66.

Those voting nay were: Messrs. Huxtable and Sheets—2.

Those absent or not voting were: Messrs. Ayer, Blackmore, Booth, Bowers, Clarke, Eidemiller, Fancher, Fenton, Griffin, Hamilton, Henderson, Irving, Chas. Johnson, McNicol, Morgan, Poyns,

Ratcliffe, Reiter, Roth, Scott, Stevenson, Strobridge, Theurer, Vogtlin, Weaterford, and Weir—26.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Fulton moved to reconsider the vote by which Senate bill No. 82 failed to pass the House.

The motion carried.

The roll was called and Senate bill No. 82 passed the House by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blaker, Bolinger, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Frostad, Fulton, Gleason, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Twichell, Ulsh, Van Slyke, Vilas, Weber, Williams, and Mr. Speaker—74.

Those absent or not voting were: Messrs. Blackmore, Booth, Bowers, Clarke, Fancher, Fenton, Griffin, Hamilton, Irving, Maloney, Morgan, Poyns, Reiter, Stevenson, Strobridge, Theurer, Todd, Vogtlin, Weatherford, and Weir—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., March 2, 1905.

**MR. SPEAKER:**

The Senate has passed House bill No. 38, entitled: "An act relating to the appropriation of waters of the State for irrigation purposes," etc.

Also House bill No. 13, entitled: "An act to establish an institution for the defective and feeble-minded youth of the State of Washington, and declaring an emergency, with the following amendments:

Strike the title of the engrossed bill and insert the following: "An act providing for the care of defective and feeble-minded youth, estab-

lishing an institution therefor, providing for the construction of buildings, making an appropriation, and declaring an emergency."

Strike out the word "male" in line 1 of section 4 of the printed bill.

In line 1, section 4 of the printed bill, strike out the following, beginning with the word "between" to and including the word "years" in line 2, section 4 of the printed bill, insert in lieu thereof the words, "under the age of twenty-one years."

In line 5, section 5 of the printed bill, strike out the word "one" and insert in lieu thereof the word "two."

In line 1, section 7 of the printed bill, strike out the word "shall," and insert in lieu thereof the word "may."

In lines 4 and 5, section 8 of the printed bill, strike out the words "who are between the ages of three and twenty-one years."

In line 3, section 9 of the printed bill, after the word "section" strike out the words "of this act."

Strike out section 12 of the printed bill, and make "section 13" "section 12."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 2, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred House bills Nos. 248, 102, 164, 120 and 92, have compared the same with the engrossed bills and find them correctly enrolled.

Respectfully submitted,

S. W. FENTON, Chairman.

We concur in this report: W. H. Hughes, John A. Fancher, Frank A. Twichell.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 16, 1905.

MR. SPEAKER:

We, your Committee on Corporations Other Than Municipal, to whom was referred House bill No. 76, entitled "An act relating to fees to be collected by the secretary of state," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be reprinted as amended, and as amended that it do pass.

Substitute for title in original and printed bill the following title:

"An act fixing the fees to be paid to the secretary of state by corporations doing business in this State and repealing all acts and parts of acts in conflict herewith."

Amend section 2, line 7, original bill, same being section 2, line 5 of printed bill, by inserting after the word "twenty" and before the word "cents," the word "five."

Amend section 3, line 1, original bill, same being section 3, line 1 of printed bill, by striking out the words "desiring to file," and insert in lieu thereof the word "filing."

Strike out in line 5 of original bill, same being line 3 of printed bill, the word "ten" and insert in lieu thereof the word "five."

Amend section 5, line 5 of original bill, same being section 5, lines 3 and 4 of the printed bill, by striking out the words "of one hundred words each."

Insert after section 5 a new section as follows, same to be numbered section 6:

"Section 6. Every corporation incorporated under the laws of this State, and every foreign corporation having its articles of incorporation on file in the office of the secretary of state shall, on or before the first day of July of each and every year, pay to the secretary of state, for the use of the State, the following license fees: Every corporation having a capital stock, ten dollars. Every corporation failing to pay the said annual license fee, on or before the first day of July of each and every year, and desiring to pay the same thereafter, and before the first day of January next following, shall pay to the secretary of state, for the use of the State, in addition to the said license fee, the following further fee, as a penalty for such failure: Every corporation, two dollars and fifty cents."

Amend section 6, line 1 of both original and printed bill, by changing the section number to read section 7.

Amend section 7, line 1 of both original and printed bill by changing the section number to read "section 8."

Amend section 8, line 1 of both original and printed bill by changing the section number to read, "section 9."

Amend section 9, line 1 of both original and printed bill, by making the section number to read, "section 10."

Strike out section 10 of original and printed bill and insert in lieu thereof a section to be numbered 11 and to read as follows: "Section 11: All acts and parts of acts in conflict herewith are hereby repealed."

Strike out section 11 of both original and printed bill.

W. D. SCOTT, Chairman.

We concur in this report: Frank H. Renick, J. A. Kellogg, Geo. H. Vogtlin, Lee Van Slyke, C. E. Vilas, W. H. Hare, Wm. Coate, E. D. Reiter, Wm. H. Weber.

The bill was read by sections, the amendments recommended



by the committee were adopted, and House bill No. 76 was passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 21, 1905.

MR. SPEAKER:

We, your Committee on Constitutional Revision, to whom was referred House bill No. 173, entitled "An act providing for the amendment of the Constitution of the State, to provide for the taxation of mines and mining claims," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass when amended as follows:

Amend section 1, in line 7, being line 10 of the original bill, by adding immediately after the word "claims," the words "(other than coal lands)."

J. H. DAVIS, Chairman.

We concur in this report: G. C. Kenoyer, E. R. Henderson, E. B. Benn, J. A. Ulsh, J. A. Falconer, S. A. Crandall.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 173 was passed to third reading and ordered engrossed.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 21, 1905.

MR. SPEAKER:

We, your Committee on Revenue and Taxation, to whom was referred House bill No. 327, entitled "An act relating to road, bridge, poll and property taxes," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

In line 2 of section 1 of the original bill (being line 2 of section 1 of the printed bill), insert the word "male" before the word "inhabitant."

In line 4 of section 1 of the original bill (being line 3 of the printed bill), strike out the phrase "unless by the law exempt."

GEO. T. REID, Chairman.

We concur in this report: Wm. Coate, K. P. Frostad, J. L. Harper, Geo. T. Crane, J. A. Falconer, J. A. Kellogg, H. C. Fulton, S. W. Fenton.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 327 was passed to third reading and ordered engrossed.

House bill No. 308, relating to local improvements by special assessments.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 25, 1905.

MR. SPEAKER:

We, your Committee on Appropriations, to whom was referred House substitute bill No. 25, entitled "An act providing for the survey, establishment and repairs of State highways and creating a highway commissioner, and repealing certain sections of House substitute bill No. 30, vetoed by Governor in 1903," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend by adding: Section 12. There shall be laid out, surveyed, established, created and maintained for the use of the public, and State, a wagon road in the manner provided in this act, beginning at a point on the west bank near the mouth of the Methow river, in Okanogan county, Washington, thence up the Methow river valley, following as nearly as practicable the county road near the Methow river to Winthrop, thence up the south fork of the Methow river and over the summit of the mountains, the most practicable route to Barron, in the county of Whatcom, Washington. And for the purpose of carrying into effect the provisions of this act for the survey establishment, construction and maintenance of said road there is hereby appropriated out of the State highway fund the sum of ten thousand (10,000) dollars; *Provided further*, That the construction of said highway shall begin at a point on the west bank near the mouth of the Methow river and continue as described in this section.

Also amend by striking out the words "Any funds in the State treasury not otherwise appropriated," in lines four and five of section eleven of the original bill, and insert therefor the following: "The State highway fund."

GEO. MCCOY, Chairman.

We concur in this report: Peter McGregor, N. J. Moldstad, W. H. Hare, J. H. Dawes, W. M. Rudlo, Wm. C. Keyes, Wm. Shultz.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 25 was passed to third reading.

SENATE AMENDMENTS.

The House concurred in Senate amendments to House bill No. 13, by the following vote: Yeas 79, nays 0, absent or not voting 15.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Clarke, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Williams, and Mr. Speaker—79.

Those absent or not voting were: Messrs. Booth, Brown, D. J. Davis, Fenton, Griffin, Huxtable, Kenoyer, Morgan, Poyns, Renick, Stevenson, Theurer, Vogtlin, Weatherford, and Weir—15.

#### HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 23, 1905.

#### MR. SPEAKER:

We, your Committee on Railroads, to whom was referred House bill No. 3, entitled "An act regulating common carriers and fixing the maximum railroad passenger rates in the State," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended in section 4, line 2, by striking out the word "fifty" and inserting in lieu thereof the word "sixty-five," and as so amended that it do pass.

G. E. DICKSON, Chairman.

We concur in this report: Frank Allen, Geo. T. Crane, R. S. Lambert, E. E. Smith, Thos. Dobson, Geo. H. Miller.

Mr. Ulsh moved to amend the committee amendment by changing "sixty-five" to "one hundred."

The motion was lost.

Mr. Gleason offered the following amendments:

Strike out in section 1, line 1, the words "or other common carrier."

Also strike out in section 2, line 1, the words "or common carrier."

In lines 11 and 12 and 14 and 15, printed bill, strike out the words "or other common carrier."

Section 3, line 1, strike out the words "or common carrier."

Section 4, line 1, strike out the words "or common carriers."

Also strike out of the title the words "common carriers," and insert in lieu thereof the word "and."

The amendments by Mr. Gleason were adopted.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 3 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 23, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 353, entitled "An act to amend the law relating to the duties of county auditors," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendments:

Amend title by striking out the words "and declaring an emergency."

In line 11 of the printed bill, being line 13 of section 1 of the original bill, immediately following the word "auditor" insert the words "by and with the consent of the county commissioners."

CHAS. S. GLEASON, Chairman.

We concur in this report: Elmer E. Todd, Geo. T. Reid, S. A. Crandall, Joseph B. Lindsley.

Mr. Reiter moved that House bill No. 353 be indefinitely postponed.

The motion was carried.

Mr. Reiter moved to reconsider the vote by which Senate bill No. 59 was lost.

Mr. Reid moved to lay the motion to reconsider on the table.

The motion was carried.

House bill No. 257, for the relief of P. M. Troy, James B. Murphy and J. B. Bridges.

The bill was read the second time by sections, was considered engrossed, and passed to third reading.

House bill No. 240, an act to prevent fish-stealing.

The bill was read the second time by sections, was considered engrossed, and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 23, 1905.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred House bill No. 241, entitled "An act providing for the protection of schrimp in the waters of the State," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend line 8, original bill, being line 6, printed bill, by inserting

between the words "any schrimp" the word "fresh."

Amend line 9 original bill, being line 6 printed bill, by striking out the words "April may."

Strike out all of section 5.

CHAS. I. ROTH, Chairman.

We concur in this report: B. H. Morgan, Wm. Shultz, W. J. Dyke, E. A. Blackmore, Geo. H. Vogtlin, F. A. Bartlett, Geo. L. Davis, W. R. Williams, L. N. Griffin, R. Lee Bradley, D. J. Davis, Lee Van Slyke, Frank A. Twichell, G. Ericksen.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 241 was passed to third reading, and ordered engrossed.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 24, 1905.

MR. SPEAKER:

We, your Committee on Appropriation, to whom was referred House bill No. 321, entitled "An act for the relief of James O'Loughlin," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that the word "said" in the third line of section 2, after the word "the" be stricken, and as amended that the same do pass.

GEO. MCCOY, Chairman.

We concur in this report: Peter McGregor, N. J. Moldstad, W. H. Hare, J. H. Dawes, W. M. Rudlo, Wm. Shultz, Jno. H. Sheets.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 321 was passed to third rading, and ordered engrossed.

The speaker in open session signed House bills Nos. 164, 120, 92, 248, and 102.

House bill No. 375, providing for the transportation of convicts to the state penitentiary and insane persons to the hospital for the insane.

The bill was read the second time by sections and passed to third reading.

House bill No. 376, authorizing the execution on behalf of the State on bonds in judicial proceedings.

The bill was read the second time by sections and passed to third reading.

Mr. Maloney moved that House bill No. 255 be indefinitely postponed.

The motion was lost.

The House took a recess till 2 p. m.

## AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Messrs. Hare, Keyes, Poyns, Stevenson, Theurer, Vogtlin, Weatherford, and Weir.

Messrs. Poyns, Stevenson, Vogtlin and Weatherford were excused.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 2, 1905.

## MR. SPEAKER:

The Senate has passed House bill No. 252, entitled: "An act to amend the law relating to diking districts," etc., with the following amendments:

In line 4, section 1 of the printed bill, strike out the comma after the word "emergency," and insert in lieu thereof a semi-colon.

In lines 4 and 5, section 1 of the printed bill, strike out the words "the same being section 4484 of Pierce's Code."

In lines 26, 31 and 39, section 1 of the printed bill, strike out the words "so-as."

In lines 1 and 2, section 2 of the printed bill, strike out the words, "the same being section 4508 of Pierce's Code aforesaid;" also in line 2, section 2 of the printed bill, strike out the figures "4508" after the word "section," and insert in lieu thereof the figures "27;" also, in line 6, section 1 of the printed bill, strike out the figures "4484," and insert in lieu thereof the figure "3."

Strike from title of the printed bill the words and figures, "same being sections 4484 and 4508 of Pierce's Code of the State of Washington."

Also House bill No. 203, entitled: "An act relating to the incorporation and management of toll logging roads," etc., with the following amendments:

In line 5, section 4 of the printed bill, strike out the word "other" and substitute the words "ordinary railroad" therefor. In line 10 of said section strike the word "same" and substitute the word "property" therefor.

Add to end of section 4 the following: "Nothing in this act shall be construed to authorize the taking or damaging of any power plant constructed or being constructed for the creation or utilization of water power."

between the words "any schrimp" the word "fresh."

Amend line 9 original bill, being line 6 printed bill, by striking out the words "April may."

Strike out all of section 5.

CHAS. I. ROTH, Chairman.

We concur in this report: B. H. Morgan, Wm. Shultz, W. J. Dyke, E. A. Blackmore, Geo. H. Vogtlin, F. A. Bartlett, Geo. L. Davis, W. R. Williams, L. N. Griffin, R. Lee Bradley, D. J. Davis, Lee Van Slyke, Frank A. Twichell, G. Ericksen.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 241 was passed to third reading, and ordered engrossed.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., February 24, 1905.

MR. SPEAKER:

We, your Committee on Appropriation, to whom was referred House bill No. 321, entitled "An act for the relief of James O'Loughlin," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that the word "said" in the third line of section 2, after the word "the" be stricken, and as amended that the same do pass.

GEO. MCCOY, Chairman.

We concur in this report: Peter McGregor, N. J. Moldstad, W. H. Hare, J. H. Dawes, W. M. Rudlo, Wm. Shultz, Jno. H. Sheets.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 321 was passed to third rading, and ordered engrossed.

The speaker in open session signed House bills Nos. 164, 120, 92, 248, and 102.

House bill No. 375, providing for the transportation of convicts to the state penitentiary and insane persons to the hospital for the insane.

The bill was read the second time by sections and passed to third reading.

House bill No. 376, authorizing the execution on behalf of the State on bonds in judicial proceedings.

The bill was read the second time by sections and passed to third reading.

Mr. Maloney moved that House bill No. 255 be indefinitely postponed.

The motion was lost.

The House took a recess till 2 p. m.

## AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Messrs. Hare, Keyes, Poyns, Stevenson, Theurer, Vogtlin, Weatherford, and Weir.

Messrs. Poyns, Stevenson, Vogtlin and Weatherford were excused.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 2, 1905.

## MR. SPEAKER:

The Senate has passed House bill No. 252, entitled: "An act to amend the law relating to diking districts," etc., with the following amendments:

In line 4, section 1 of the printed bill, strike out the comma after the word "emergency," and insert in lieu thereof a semi-colon.

In lines 4 and 5, section 1 of the printed bill, strike out the words "the same being section 4484 of Pierce's Code."

In lines 26, 31 and 39, section 1 of the printed bill, strike out the words "so-as."

In lines 1 and 2, section 2 of the printed bill, strike out the words, "the same being section 4508 of Pierce's Code aforesaid;" also in line 2, section 2 of the printed bill, strike out the figures "4508" after the word "section," and insert in lieu thereof the figures "27;" also, in line 6, section 1 of the printed bill, strike out the figures "4484," and insert in lieu thereof the figure "3."

Strike from title of the printed bill the words and figures, "same being sections 4484 and 4508 of Pierce's Code of the State of Washington."

Also House bill No. 203, entitled: "An act relating to the incorporation and management of toll logging roads," etc., with the following amendments:

In line 5, section 4 of the printed bill, strike out the word "other" and substitute the words "ordinary railroad" therefor. In line 10 of said section strike the word "same" and substitute the word "property" therefor.

Add to end of section 4 the following: "Nothing in this act shall be construed to authorize the taking or damaging of any power plant constructed or being constructed for the creation or utilization of water power."



In line 1, section 5, of the printed bill, strike the words "is hereby declared to exist," and substitute the word "exists" therefor.

Also House bill No. 177, entitled: "An act amending the law relating to normal schools."

Also House bill No. 154, relating to liens for labor.

Also House bill No. 59, for the submission of a constitutional amendment relating to water and water rights.

Also Senate bill No. 233, making an appropriation for legislative expenses.

Also Senate bill No. 91, amending the law relating to habitual drunkards.

Also Senate bill No. 200, amending the law relating to habitual drunkards.

Also Senate bill No. 156, making an appropriation for the Western Washington Experimental Station.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 21, 1905.

MR. SPEAKER:

We, the minority of your Committee on Counties and County Boundaries, to whom was referred House bill No. 255, entitled "An act to create and organize the county of Coulee," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Strike out all of section 1, and insert the following: Section 1. At that portion of the State of Washington described as follows, to-wit: Commencing at a point where township thirty north, ranges twenty-six and twenty-seven east of the Willamette Meridian intersects the main channel of the Columbia river; thence south along the township line to the corner common to townships twenty-six and twenty-seven north, ranges twenty-six and twenty-seven east W. M.; thence west along the township line to the corner common between townships twenty-six and twenty-seven north, ranges twenty-five and twenty-six east W. M.; thence south along the township line between ranges twenty-five and twenty-six east W. M.; nine miles; thence west one mile south one mile, west one mile, south five miles, west one mile, south one mile, west one mile, south two miles, west two miles to the corner common to townships twenty-three and twenty-four north, ranges twenty-four and twenty-five east W. M.; thence south six miles to the corner common to townships twenty-two and twenty-three north, ranges twenty-four and twenty-five east W. M.; thence west seven miles, south two miles, west one mile, south two miles, west one mile, south two miles, west

one mile, south one mile, west two miles to township line between ranges twenty-two and twenty-three east W. M.; thence south on said township line to the main channel of the Columbia river; thence down stream in said main channel to a point where the line between sections twenty-one and twenty-eighth in township fourteen north, range twenty-seven east W. M., would if produced, intersect the main channel of the Columbia river; thence east along the section line to an intersection with the township line between ranges twenty-seven and twenty-eight east W. M.; thence north along the township line to the corner common to townships sixteen and seventeen north, ranges twenty-seven and twenty-eight east W. M.; thence east along the township line to the corner common to townships sixteen and seventeen north, ranges thirty and thirty-one east W. M.; thence north along the township line between townships thirty and thirty-one east W. M., to the main channel of the Columbia river; thence along the main channel of the Columbia river, down stream, to the point of beginning, shall be and hereby is created and organized as the county of Harrison.

W. H. HUGHES.

Mr. Maloney moved to indefinitely postpone House bill No. 255.

The motion prevailed and House bill No. 255 was indefinitely postponed.

House bill No. 340, relating to trading stamps.

The bill was read the second time by sections, was considered engrossed, and passed to third reading.

On motion of Mr. Scott the rules were suspended, the second reading was considered the third, and House bill No. 340 was placed on final passage and passed the House by the following vote: Yeas 56, nays 17, absent or not voting 21.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Crandall, Crane, Geo. L. Davis, Dobson, Doolittle, Dyke, Eide-miller, Ericksen, Fancher, Gleason, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McVay, Melcher, Minard, Moldstad, Olsen, Ratcliffe, Roth, Rudene, Scott, Smith, Stevenson, Stilson, Ulsh, Vilas, and Williams—56.

Those voting nay were: Messrs. Ayer, Coate, D. J. Davis, Dawes, Falconer, Frostad, Griffin, Hamilton, Hare, Lee A. Johnson, McNicol, Miller, Reid, Sheets, Todd, Twichell, and Weber—17.

Those absent or not voting were: Messrs. Booth, Brown, Clarke, Dickson, Fenton, Fulton, Morgan, Morrill, Poyns, Reiter, Renick, Roberts, Rudio, Shultz, Strobridge, Theurer, Van Slyke, Vogtlin, Weatherford, Weir, and Mr. Speaker—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 23, 1905.

MR. SPEAKER:

We, your Committee on Privileges and Elections, to whom was referred House bill No. 333, entitled "An act to authorize the use of voting machines," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend section 1, line 2 of the printed bill, being line 3 of the original bill, by striking out the words "city and county."

Section 6, in line 1, insert after the word "county" the word "or." In the same line, strike out the words "city and county or town or other political division."

In line 4 of section 6, insert after the word "county" the word "or." In same line strike out the words "city and county, town or other political division."

Section 6, strike out all after the word "elections" in line 5.

Strike out all of section 7.

H. L. STROBRIDGE, Chairman.

We concur in this report: Elmer E. Todd, D. Hoch, Thos. Hamilton, N. B. McNicol, Geo. T. Reid.

Mr. Todd offered the following amendments:

Amend the amendment by inserting after the word "county," in line 4, section 6, the word "or," and strike out the words "city and county."

Re-number all sections, commencing with section 8.

The amendments of Mr. Todd were adopted.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 333 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 20, 1905.

MR. SPEAKER:

We, your Committee on Roads and Bridges, to whom was referred House bill No. 323, entitled "An act in relation to bicycle paths and providing a penalty," have had the same under consideration, and we

respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend title by striking out in line 2 of title of printed bill, the same being also line 2 of title of original bill, the words "and declaring an emergency," and substituting the words "and providing a penalty for each violation."

Amend by striking out section 3.

J. A. ULSH, Chairman.

We concur in this report: Andrew Olsen, D. P. Bowers, Chas. Johnson, Wm. Coate, A. S. Melcher, J. L. Harper, W. A. Bolinger, L. N. Griffin.

Mr. Keyes offered the following amendment:

In section 1, line 2, strike out the words "or along."

The amendment was adopted.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 323 was passed to third reading, and ordered engrossed.

House substitute bill No. 22, an act for the regulation of insurance companies.

Mr. Dickson offered the following amendment:

In section 1, line 9 of the printed bill, strike out all the words after the word "insurance" the words "any rebate of premiums payable on the policy."

The bill was read the second time by sections and passed to third reading.

Mr. J. B. Lindsley was called to the chair.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 20, 1905.

MR. SPEAKER:

We, your Committee on Horticulture and Forestry, to whom was referred House bill No. 168, entitled "An act to amend 'An act to promote the fruit growing and horticultural interests of the State,'" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Strike out all of section 1.

In section 2, line 4, printed bill, after the word "nominate," strike out the word "a" and insert the word "three"; strike out "person" and insert "persons."

Line 8, after the word "appoint," insert the words "one of," and strike out "person" and insert "persons."

Line 11, after "commissioner," add the words "or the faculty of the agricultural college."

Line 15, strike out the word "six," and substitute the word "five."

Section 4, line 5, strike out the figures "2000" and insert the figures "1000."

Line 26, before the word "Washington," insert the words "State of," and strike out all after "Washington," up to and including the word "licenses" before the word "all," in line 31.

Section 5, line 11, after the word "mailed," strike out the words "at least two days prior to," and insert the words "not later than."

Strike out all of sections 10, 11 and 12.

Amend section 2 to read section 1, section 3 to section 2, section 4 to section 3, section 5 to section 4, section 6 to section 5, section 7 to section 6, section 8 to section 7, and section 9 to section 8.

Amend by adding sections 9 and 10, as follows:

"Section 9. There is hereby appropriated out of any funds in the state treasury not otherwise appropriated, the sum of \$1300, for the purpose of defraying the expenses of printing the minutes of the State Horticultural Association, and for the expense of its secretary, and to maintain an exhibit, and pay freight and express charges upon fruits and exhibits sent to said commissioner of horticulture."

"Section 10. An emergency exists and this act shall take effect immediately."

Amend the title by striking out the figures "1, 16, 17, 18," in line 1, and after the word "violation" and before the word "and," in line 4, printed bill, add the words "making an appropriation therefor."

JNO. H. SHEETS, Chairman.

We concur in this report: L. Stilson, G. C. Kenoyer, David McVay, M. J. Maloney, W. A. Bollinger.

The committee amendments were adopted.

Mr. Benn moved to reconsider the vote by which the fifth committee amendment was adopted.

The motion was carried and the amendment was lost.

Mr. Geo. L. Davis offered the following amendment:

Amend section 2, line 15, of the printed bill, being line 23 of the original bill, by striking out the word "six" and substitute the word "four."

The motion was carried.

Mr. Kellogg offered the following amendment:

Add to section 5 the following: "Upon receipt at destination of any invoice of fruit trees, plants or nursery stock, it shall be the duty of the freight agent, express agent, or other transportation company's employe having such invoice of fruit trees, plants or nursery stock in charge to notify the county fruit inspector within whose jurisdiction said invoice is received of the receipt of said invoice, naming consignor and consignee, and that said invoice is ready for inspection, notification

to be by telegraph or telephone, and to hold said invoice for inspection by the county fruit inspector before delivering said invoice of fruit trees, plants or nursery stock to the consignee; *excepting*, that said invoice need not be held more than twenty-four hours after notification is made to the county fruit inspector. The said inspection is not to be made by the county fruit inspector until the freight, express or other transportation charges are paid, unless the freight agent, express agent, or other transportation company's employe in charge of said invoice consents to said inspection being made before said charges are made."

The amendment was adopted.

House bill No. 168 was read by sections and passed to third reading.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 2, 1905.

### MR. SPEAKER:

The president has signed House bill No. 164, entitled "An act to amend 'An act to provide for the organization and incorporation of companies for cleaning out and improving rivers.'"

Also House bill No. 120, entitled "An act to establish a board of commissioners for the promotion of uniformity of legislation in the United States."

Also House bill No. 92, entitled "An act to amend 'An act to establish a general uniform system of public schools.'"

Also House bill No. 248, entitled "An act amending 'An act relating to contracts.'"

Also House bill No. 102, entitled "An act to enable cities of the first, second and third classes, and other cities and towns working under special charters, having sufficient population, to authorize them to re-incorporate," etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 2, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 28: "An act to provide for the payment by the State or counties or cities of the premium or charge on official bonds of state, county or city treasurers when given by surety companies."

House bill No. 82: "An act to change the name of the Washington Agricultural College Experiment Station and School of Science to the State College of Washington."

House bill No. 110: "An act to amend section one (1) of chapter forty-seven (47) of the laws of 1903, providing for a closed season for trout fishing in the lakes and streams of Chelan county."

House bill No. 54: "An act to amend sections five and six of 'An act to provide against the adulteration of food and fraud in the sale thereof; creating a state board of food commission, defining their duties and providing for the appointment of an officer to be known as the state dairy and food commissioner; providing for the enforcement of the law and fixing a penalty for the violation thereof; making an appropriation, declaring an emergency, and repealing "An act to provide against the adulteration of food," approved March 13, 1899,' approved March 16, 1901."

A. N. BROWN, Private Secretary.

House bill No. 368 was re-referred to the Committee on Appropriations.

Mr. Twichell moved that the rules be suspended, and that Senate bill No. 150, passed by the Senate, transmitted to the House, and referred to the House Committee on Fisheries, be recalled from said committee for action by the House, and that it be placed on second reading immediately.

Mr. Lyons and others demanded a call of the House.

Roll call showed all members present except Messrs. Booth, Clarke, Fancher, Fulton, Morgan, Reiter, Renick, Roberts, Theurer, Vogtlin, Weatherford, and Weir.

Mr. Bishop moved that the call of the House be dispensed with.

The motion was carried.

Mr. Bishop moved that Senate bill No. 150 be made a special order for 11 o'clock tomorrow.

The motion was carried.

The House adjourned at 4:20 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

## FIFTY-FOURTH DAY.

## MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Friday, March 3, 1905. }  
10 o'clock a. m.

The speaker called the House to order at 10 a. m.

Roll call showed all members present except Messrs. Morgan and Weir.

Rev. A. G. Sawin offered prayer.

On motion of Mr. Williams the reading of the journal of yesterday was dispensed with, and the same was ordered approved as if read.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 3, 1905.

## MR. SPEAKER:

The Senate has passed Senate bill No. 130, entitled "An act to amend the law to provide for the enrollment of the militia," etc.

Also Senate bill No. 80, entitled "An act amending section 2632 of Ballinger's Code, relating to the state soldiers' home."

Also Senate bill No. 127, an act to apportion the State into congressional districts.

Also Senate bill No. 243, an act to provide for the publication and sale of the Washington Supreme Court Reports.

And the same are herewith transmitted.

The president has signed Senate bill No. 95, entitled "An act relating to maintenance and trial of actions of those injured by intoxicated persons."

Also Senate substitute bill No. 188, providing for the irrigation, etc., of lands granted to the State of Washington.

Also Senate bill No. 45, making provision for the incorporation of cemetery associations.

Also Senate bill No. 67, enabling coroners in counties having a population of fifty thousand or more to appoint deputy coroners.



Also Senate bill No. 129, providing for the extermination of coyotes and wolves in the State of Washington.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 2, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred House bills Nos. 198, 59, 38, 115, 154, 219, 203, 185 and 13, have compared the same with the engrossed bills and find them correctly enrolled.

Respectfully submitted.

S. W. FENTON, Chairman.

We concur in this report: Wm. Shultz, W. H. Hughes, John A. Fancher.

## REPORT OF STANDING COMMITTEES.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 3, 1905.

MR. SPEAKER:

The chairman of the Committee on Fisheries, to whom was referred Senate bill No. 150, entitled "An act for the preservation of the salmon industry of the State of Washington," etc., has had the same under consideration, and respectfully reports the same back to the House with the recommendation that it be considered by the House.

CHAS. I. ROTH, Chairman.

Mr. Roth moved to consider at once Senate bill No. 150, which had been set for special order at 11 o'clock.

The motion carried.

Mr. Twichell moved to indefinitely postpone Senate bill No. 150.

The motion prevailed and Senate bill No. 150 was indefinitely postponed.

## REPORTS OF STANDING COMMITTEES.

House memorial No. 11: Recommend it do pass.

House bill No. 341: Recommend it do pass.

Senate bill No. 165: Recommend it do pass as amended.

Senate substitute bill No. 249: Recommend it do pass as amended.

Senate bill No. 4: Recommend it do pass as amended.

House bill No. 398: Recommend it be indefinitely postponed.

Senate bill No. 171: Majority report recommends it be placed on calendar.

Senate bill No. 171: Minority report recommends it be indefinitely postponed.

House bill No. 249: Recommend it be indefinitely postponed.

House bill No. 379: Recommend it do pass.

Senate bill No. 126: Recommend it do pass.

Senate bill No. 93: Majority report recommends it do pass.

Senate bill No. 93: Minority report recommends it be indefinitely postponed.

Senate bill No. 1: Recommend it be placed on calendar.

House bill No. 189: Recommend it be placed on calendar.

House bill No. 368: Recommend it be placed on calendar.

House bill No. 221: Recommend it be referred to the Committee on Claims and Auditing.

The report was adopted.

House bill No. 328: Recommend it be indefinitely postponed.

Senate bill No. 180: Recommend it do pass as amended.

House bill No. 139: Recommend it be indefinitely postponed.

The committee reports were adopted on House bills Nos. 398, 249, 328, and 139, and they were indefinitely postponed.

## FIRST READING OF SENATE BILLS.

Senate bill No. 130: An act to amend an act to provide for the enrollment of the militia, for the regulation, maintenance and discipline of the national guard of the State.

Referred to the Committee on Military Affairs and Soldiers' Home.

Senate bill No. 91: An act to amend section 6488 of Ballinger's Annotated Codes, relating to habitual drunkards.

Referred to the Committee on Judiciary.

Senate bill No. 156: An act making an appropriation for the maintenance of the Western Washington experimental station.

Referred to the Committee on Appropriations.

Senate bill No. 200: An act to amend section 6490 of Ballinger's Annotated Codes, relating to habitual drunkards.

Referred to the Committee on Judiciary.

Senate bill No. 233: An act appropriating the sum of ten thousand dollars, or so much thereof as may be necessary, for the expenses of the ninth Legislature.

Referred to the Committee of the Whole.

## SENATE AMENDMENTS.

The House concurred in Senate amendments to House bill No. 252, by the following vote: Yeas 69, nays 1, absent or not voting 24.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Bishop, Blaker, Bolinger, Bowers, Brown, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, J. B. Linsley, N. E. Linsley, Long, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—69.

Mr. Dickson voted nay.

Those absent or not voting were: Messrs. Allen, Benn, Blackmore, Booth, Bradley, Byerly, Doolittle, Gleason, Griffin, Huxtable, Kellogg, Levin, Lyons, Maloney, McCoy, McNicol, Morgan, Renick, Roberts, Roth, Theurer, Van Slyke, Weatherford, and Weir—24.

The House concurred in Senate amendments to House bill No. 203, by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Brown, Byerly, Clarke, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Strobridge, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—70.

Those absent or not voting were: Messrs. Allen, Booth, Bowers, Bradley, D. J. Davis, Dickson, Doolittle, Fancher, Hare, Huxtable,

Levin, J. B. Lindsley, Long, Maloney, Morgan, Renick, Roberts, Roth, Shultz, Stilson, Theurer, Van Slyke, Weatherford, and Weir—24.

### AMENDMENT TO RULES.

Mr. Reid gave notice that tomorrow at 11 o'clock he would move to amend rule 18 of the House rules to that it shall read:

**"No member shall speak longer than five minutes without unanimous consent."**

### THIRD READING OF BILLS.

Housebill No. 153, to declare certain persons habitual drunkards.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 62, nays 6, absent or not voting 26.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Brown, Byerly, Clarke, Coate, Crandall, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Reid, Reiter, Rudene, Sheets, Smith, Stilson, Strobbridge, Todd, Twichell, Ulsh, Van Slyke, Vogtlin, Weber, Williams, and Mr. Speaker—62.

Those voting nay were: Messrs. Crane, Fancher, Griffin, Kenoyer, Keyes, and Rudio—6.

Those absent or not voting were: Messrs. Allen, Booth, Bradley, D. J. Davis, Dickson, Hare, Huxtable, Irving, Lee A. Johnson, Kellogg, Lyons, Maloney, McCoy, McNicol, Morgan, Ratcliffe, Renick, Roberts, Roth, Scott, Shultz, Stevenson, Theurer, Vilas, Weatherford, and Weir—26.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 141, providing for the organization and incorporation of companies for clearing out and improving rivers and streams.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roth, Rudene, Sheets, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Vilas, Weber, Williams, and Mr. Speaker—70.

Those absent or not voting were: Messrs. Allen, Clarke, Crane, Dickson, Dyke, Eidemiller, Falconer, Griffin, Kellogg, Levin, Lyons, Maloney, McCoy, Morgan, Poyns, Roberts, Rudio, Scott, Shultz, Theurer, Van Sylke, Vogtlin, Weatherford, and Weir—24.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The speaker in open session signed House substitute bill No. 115, House substitute bill No. 198, House substitute bill No. 38 and House bill No. 59.

House bill No. 132, an act for the relief of Henry Sommers.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 62, nays 0, absent or not voting 32.

Those voting yea were: Messrs. Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Clarke, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Ericksen, Fancher, Fenton, Fulton, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Rudene, Sheets, Smith, Stevenson, Stilson, Strobridge, Todd, Van Slyke, Vilas, Weber, Williams, and Mr. Speaker—62.

Those absent or not voting were: Messrs. Allen, Ayer, Booth, Brown, Crane, Dickson, Dyke, Eidemiller, Falconer, Frostad,

Gleason, Griffin, Hare, Kellogg, Keyes, Levin, Lyons, Miller, Morgan, Morrill, Poyns, Roberts, Roth, Rudio, Scott, Shultz, Theurer, Twichell, Ulsh, Vogtlin, Weatherford, and Weir—32.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 272, relating to peddlers and vendors of merchandise.

Mr. J. B. Lindsley moved that the rules be suspended, and House bill No. 272 be returned to second reading for amendment.

The motion was carried.

Mr. J. B. Lindsley offered the following amendment:

Add—

"Section 7. Nothing in this act shall apply to citizens of the United States and *bona fide* residents of the State of Washington, nor shall any license or deposit be required of citizens of the United States who are *bona fide* residents of this State, but this act shall be held and construed to apply only to non-residents of the State and to those who are not citizens of the United States."

The amendment was lost.

Mr. Hare moved that the rules be suspended and House bill No. 272 be advanced to third reading.

The motion carried.

On motion of Mr. Hare the rules were suspended, the second reading was considered the third, and House bill No. 272 was placed on final passage and failed to pass the House by the following vote: Yeas 43, nays 31, absent or not voting 20.

Those voting yea were: Messrs. Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Doolittle, Erickson, Fulton, Hare, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, Long, McGregor, Melcher, Moldstad, Morrill, Olsen, Ratcliffe, Reiter, Rudene, Scott, Smith, Stilson, Ulsh, Vogtlin, Weber, and Mr. Speaker—43.

Those voting nay were: Messrs. Ayer, Bishop, Clarke, Dobson, Eidemiller, Fenton, Griffin, Hamilton, Houston, Huxtable, Levin, J. B. Lindsley, N. E. Linsley, Lyons, Maloney, McCoy, McNicol, McVay, Miller, Minard, Poyns, Reid, Renick, Sheets, Stevenson, Strobridge, Todd, Twichell, Van Slyke, Vilas, and Williams—31.

Those absent or not voting were: Messrs. Allen, Bartlett, Crandall, Dickson, Dyke, Falconer, Fancher, Frostad, Gleason, Irving, Kellogg, Keyes, Morgan, Roberts, Roth, Rudio, Shultz, Theurer, Weatherford, and Weir—20.

House bill No. 290, relating to the liability of a bank to a depositor in case of forgery.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 52, nays 20, absent or not voting 22.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Bishop, Bolinger, Booth, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Doolittle, Eidemiller, Fancher, Fenton, Frostad, Fulton, Gleason, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, J. B. Lindsley, N. E. Linsley, Long, Lyons, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Reid, Renick, Rudene, Rudio, Scott, Smith, Stilson, Strobridge, Twichell, Ulsh, Vilas, Weber, and Mr. Speaker—52.

Those voting nay were: Messrs. Blackmore, Bowers, Ericksen, Griffin, Hamilton, Hare, Houston, Huxtable, Irving, Keyes, Lambert, Levin, Maloney, Morrill, Poyns, Sheets, Stevenson, Todd, Van Slyke, and Williams—20.

Those absent or not voting were: Messrs. Allen, Benn, Blaker, Bradley, Brown, Dickson, Dobson, Dyke, Falconer, McCoy, McGregor, McNicol, Morgan, Ratcliffe, Reiter, Roberts, Roth, Shultz, Theurer, Vogtlin, Weatherford, and Weir—22.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 216, providing for the protection and propagation of the food fishes.

On motion of Mr. Reid the rules were suspended, the second reading was considered the third, and House bill No. 216 was placed on final passage and passed the House by the following vote: Yeas 65, nays 1, absent or not voting 28.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Byerly, Clarke, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Doolittle, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hare, Henderson, Houston, Hughes, Irving, Chas.

Johnson, Lee. A. Johnson, Kellogg, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Reid, Renick, Rudene, Rudio, Scott, Sheets, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—65.

Mr. Eidemiller voted nay.

Those absent or not voting were: Messrs. Allen, Benn, Brown, Coate, Crandall, Dobson, Dyke, Hamilton, Harper, Hoch, Huxtable, Kenoyer, Long, Maloney, McCoy, McNicol, Morgan, Ratcliffe, Reiter, Roberts, Roth, Shultz, Smith, Stevenson, Stilson, Theurer, Weatherford, and Weir—28.

The emergency clause to House bill No. 216 passed the House by the following vote: Yeas 71, nays 1, absent or not voting 22.

Those voting yea were: Messrs. Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Bradley, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fencher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Reid, Reiter, Renick, Rudene, Rudio, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—71.

Mr. Scott voted nay.

Those absent or not voting were: Messrs. Allen, Ayer, Blaker, Brown, Clarke, D. J. Davis, Dawes, Huxtable, Irving, Lee A. Johnson, Long, Lyons, Maloney, Morgan, Ratcliffe, Roberts, Roth, Sheets, Shultz, Theurer, Weatherford, and Weir—22.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 359, classifying the counties according to population.

On motion of Mr. Gleason the rules were suspended, the second reading was considered the third, and House bill No. 359 was placed on final passage and passed the House by the following vote: Yeas 75, nays 0, absent or not voting 19.

Those voting yea were: Messrs. Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Bradley, Brown, Byerly,



Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad; Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Reid, Reiter, Renick, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—75.

Those absent or not voting were: Messrs. Allen, Ayer, Blaker, Crandall, Dawes, Fancher, Hare, Irving, Lee A. Johnson, Maloney, Morgan, Ratcliffe, Roberts, Roth, Shultz, Theurer, U'ish, Weatherford, and Weir—19.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 312, relating to the adoption of legal heirs.

On motion of Mr. Gleason the rules were suspended, the second reading was considered the third, and House bill No. 312 was placed on final passage and passed the House by the following vote: Yeas 68, nays 0, absent or not voting 26.

Those voting yea were: Messrs. Bassett, Benn, Bishop, Blackmore, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Long, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Renick, Rudene, Rudio, Scott, Smith, Stilson, Todd, Twichell, U'ish, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—68.

Those absent or not voting were: Messrs. Allen, Ayer, Bartlett, Blaker, Booth, Coate, Eidemiller, Hughes, Irving, J. B. Linsley, Lyons, Maloney, McCoy, Morgan, Morrill, Reiter, Roberts, Roth, Sheets, Shultz, Stevenson, Strobridge, Theurer, Van Slyke, Weatherford, and Weir—26.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 261, an act to define and punish the crime of arson.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, N. E. Linsley, Long, Lyons, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—71.

Those absent or not voting were: Messrs. Allen, Blaker, Coate, Dawes, Dyke, Eidemiller, Hare, Huxtable, Irving, Keyes, J. B. Lindsley, Maloney, McCoy, Miller, Morgan, Morrill, Roberts, Roth, Shultz, Strobridge, Theurer, Weatherford, and Weir—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 244, an act relative to the admission in evidence of tax deeds.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Messrs. Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—69.

Those absent or not voting were: Messrs. Allen, Ayer, Bradley, Brown, Byerly, Crandall, Dawes, Dickson, Dobson, Griffin, Huxtable, Irving, Chas. Johnson, Keyes, Lyons, Maloney, Morgan, Reiter, Roberts, Roth, Shultz, Strobridge, Theurer, Weatherford, and Weir—25.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 284, to provide for the certifying, by clerks of cities, to the county auditors of their counties.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 72, nays 0, absent or not voting 22.

Those voting yea were: Messrs. Bartlett, Bassett, Benn. Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Linsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Rudene, Rudio, Scott, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—72.

Those absent or not voting were: Messrs. Allen, Ayer, Brown, Clarke, Dawes, Griffin, Huxtable, Irving, Keyes, Lyons, Maloney, Morgan, Morrill, Roberts, Roth, Sheets, Shultz, Stevenson, Strobridge, Theurer, Weatherford, Weir—22.

There being no objections, the title of the bill was ordered to stand as the title of the act.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER.  
OLYMPIA, WASH., March 3, 1905.

**MR. SPEAKER:**

The president has signed House substitute bill No. 115, entitled "An act to regulate plumbing in cities having a population of 10,000 inhabitants or over," etc.

Also House bill No. 198, entitled "An act relating to the exercise of the power of eminent domain," etc.

Also House substitute bill No. 38, entitled "An act relating to the appropriation of waters of the State for irrigation purposes," etc.

Also House bill No. 59, entitled "An act relating to the use of waters of this State for the removal of timber products," etc.

And the same are herewith transmitted.

The Senate has concurred in House amendments to Senate bill No. 60, entitled "An act donating to the city of Seattle all the shore line and water of Green lake, in the city of Seattle."

Also in House amendments to Senate bill No. 68, entitled "An act empowering cities of the third class to levy and collect an annual street poll tax," etc.

Also in House amendments to Senate bill No. 82, entitled "An act providing for screens for irrigating ditches," etc.

Also in House amendments to Senate bill No. 107, entitled "An act to establish and maintain a state fish hatchery on the Humpulips river," etc.

Also in House amendments to Senate bill No. 101, entitled "An act to amend the law relating to petit larceny."

Also in House amendments to Senate bill No. 112, entitled "An act to establish a state fish hatchery on the Chehalis river in Lewis county."

Also in House amendments to Senate bill No. 121, entitled "An act appropriating the sum of \$6,000 for the use and benefit of the Florence Crittenton rescue work for the State of Washington."

Also in House amendments to Senate bill No. 154, entitled "An act to prohibit the advertising of treatment or cure of diseases and disorders of the sexual organs," etc.

The Senate has refused to concur in House amendments to Senate bill No. 90, entitled "An act to provide a system of registration of births and deaths," etc., and the House is respectfully requested to recede from its amendments.

Senate bill No. 90 is herewith transmitted.

The Senate has passed House bill No. 99, entitled "An act providing for regulation of mutual fire insurance companies."

Also House bill No. 129, entitled "An act providing for the protection and health of employes in factories," etc.

Also House bill No. 185, entitled "An act providing for the rate of interest to be paid on certain bonds of Island county."

Also House bill No. 262, entitled "An act to amend sections 1 and 8 of an act entitled 'An act creating a bureau of labor,' " etc.

Also House memorial No. 1, relating to the Quinault Indian reservation.

Also House bill No. 53, entitled "An act to enable counties, cities and towns to validate certain warrants and other obligations," etc., with the following amendments:

Amend the title by striking out the words "and declaring an emergency."

Strike out section 5 of the printed bill.

Also House bill No. 157, entitled "An act relating to the manufacture and sale of dairy products," with the following amendments:

In line 1, section 2, of the printed bill, insert between the words "to" and "read" the following: "said act which shall," the same also in line 1, section 3, the same also in line 1, section 4, also in line 1, section 5, also in line 1, section 6, the same also in line 1, section 7, also in line 1, section 8, also in line 1, section 9, also in line 1, section 10.

In line 1 of the title of the printed bill, strike out the words "and to amend," and insert in lieu thereof the word "amending," also in lines 1 and 2 of the title of the printed bill, strike out the words "of and by adding thereof sections," and insert in lieu thereof the words "and amending said act by adding."

Also Senate bill No. 133, entitled "An act authorizing the assessment of certain lands held or owned by the State of Washington."

Also Senate bill No. 147, an act amending the lien law.

Also Senate bill No. 160, an act validating the sales and conveyance heretofore made of certain state timber and timber lands.

Also Senate bill No. 168, an act for the prevention, control and cure of tuberculosis, etc.

Also Senate bill No. 175, an act amending the law providing for the incorporation of trust companies, etc.

And the same are herewith transmitted.

The Senate has indefinitely postponed House bill No. 49, entitled "An act to amend an act to provide for the enrollment of militia," etc.

Also House bill No. 155, entitled "An act to provide for state depositories," etc.

Also House bill No. 176, entitled "An act to regulate the width of the tires of wagons used on the public highways," etc.

Also House bill No. 52, entitled "An act to amend an act making provisions for the incorporation of cemetery associations," etc.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Gleason the House took a recess till 1:30 p. m.

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#### AFTERNOON SESSION.

The speaker called the House to order at 1:30 p. m.

Roll call showed all members present except Messrs. Henderson, Irving, Keyes, McVay, Morgan, Roberts, Roth, Shultz, Theurer and Weir.

Messrs. Irving and Shultz were excused.

Mr. Maloney moved that the rules be suspended and House bill No. 272 be reconsidered at 11 o'clock a. m. Monday, March 6th.

### THIRD READING OF BILLS.

House bill No. 170, an act to create a state oyster commission.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 62, nays 4, absent or not voting 28.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, N. E. Linsley, Lyons, McCoy, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Renick, Rudene, Smith, Stevenson, Strobridge, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—62.

Those voting nay were: Messrs. Bartlett, J. B. Lindsley, Maloney and Reid—4.

Those absent or not voting were: Messrs. Bishop, Brown, Clarke, Fenton, Griffin, Hughes, Huxtable, Irving, Kellogg, Keyes, Levin, Long, McGregor, McNicol, McVay, Morgan, Reiter, Roberts, Roth, Rudio, Scott, Sheets, Shultz, Stilson, Theurer, Ulsh, Weatherford, and Weir—28.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 258, to provide for the formation of banking corporations and to regulate the business of banking.

On motion of Mr. Bassett the rules were suspended, the second reading was considered the third, and House bill No. 258 was placed on final passage and passed the House by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Hamilton,

Hare, Harper, Henderson, Hoch, Houston, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Rudene, Rudio, Sheets, Smith, Stevenson, Stilson, Strobbridge, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—74.

Those absent or not voting were: Messrs. Bishop, Fenton, Griffin, Hughes, Irving, Keyes, Levin, McGregor, McNicol, McVay, Morgan, Reiter, Roberts, Roth, Scott, Shultz, Theurer, Van Slyke, Weatherford, and Weir—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 224, an act giving to present and future lessees of tide lands the right to purchase such tide lands.

Mr. Booth moved that the rules be suspended and House bill No. 224 be returned to second reading for amendment.

The motion was carried.

Mr. Booth offered the following amendments:

Amend section 1 by inserting in line 2, after the word "state," the following: "for the period of five years."

Amend section 2 by inserting in line 4, after the word "applicant," the following: "and to report such appraisal to the Governor."

Substitute for section 7 the following:

"Section 7. Any applicant who shall fail to purchase the tide lands described in his application at the appraised value, as finally determined, shall not be entitled to another appraisal."

Amend section 7 by making present section 7 read section 8.

The amendments by Mr. Booth were adopted.

Mr. Booth moved that the rules be suspended and House bill No. 224 be advanced to third reading.

On motion of Mr. Booth the rules were suspended, the second reading was considered the third, and House bill No. 224 was placed on final passage and failed to pass the House by the following vote: Yeas 37, nays 34, absent or not voting 23.

Those voting yea were: Messrs. Bartlett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Clarke, Geo. L. Davis, Dawes, Dobson, Dyke, Ericksen, Fenton, Gleason, Henderson, Hughes, Chas. Johnson, Kellogg, Lambert, Lyons, McNicol,

Minard, Moldstad, Morrill, Reiter, Renick, Rudene, Stevenson, Todd, Twichell, Vilas, Vogtlin, Weber, and Williams—37.

Those voting nay were: Messrs. Bassett, Bowers, Byerly, Crandall, Crane, D. J. Davis, Doolittle, Eidemiller, Falconer, Fancher, Fulton, Griffin, Hare, Harper, Hoch, Houston, Lee A. Johnson, Kenoyer, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McGregor, Melcher, Miller, Poyns, Reid, Rudio, Scott, Sheets, Smith, Stilson, and Ulsh—34.

Those absent or not voting were: Messrs. Allen, Ayer, Coate, Dickson, Frostad, Hamilton, Huxtable, Irving, Keyes, McCoy, McVay, Morgan, Olsen, Ratcliffe, Roberts, Roth, Shultz, Strobbridge, Theurer, Van Slyke, Weatherford, Weir, and Mr. Speaker—23.

Mr. Crane was called to the chair.

Mr. Houston gave notice that tomorrow he would move to reconsider the vote by which House bill No. 224 failed to pass.

Mr. Reid moved to reconsider the vote now.

The motion to reconsider was lost.

House bill No. 237, providing for the payment to lessees of tide lands belonging to the State, by subsequent lessees.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 56, nays 13, absent or not voting 25.

Those voting yea were: Messrs. Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Clarke, Crandall, D. J. Davis, Geo. L. Davis, Eidemiller, Ericksen, Falconer, Fenton, Fulton, Gleason, Hamilton, Hare, Henderson, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Rudene, Rudio, Stevenson, Stilson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—56.

Those voting nay were: Messrs. Byerly, Crane, Fancher, Frostad, Harper, Hoch, Levin, Maloney, Melcher, Reid, Scott, Smith, and Ulsh—13.

Those absent or not voting were: Messrs. Allen, Ayer, Coate, Dawes, Dickson, Dobson, Doolittle, Dyke, Griffin, Irving, Keyes,



Long, McVay, Morgan, Ratcliffe, Reiter, Renick, Roberts, Roth, Sheets, Shultz, Strobridge, Theurer, Weatherford, and Weir—25.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 76, relating to fees to be collected by the secretary of state.

On motion of Mr. Lambert the rules were suspended, the second reading was considered the third, and House bill No. 76 was placed on final passage and passed the House by the following vote: Yeas 60, nays 1, absent or not voting 33.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dobson, Doolittle, Erickson, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Rudene, Rudio, Scott, Smith, Stilson, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—60.

Mr. Falconer voted nay.

Those absent or not voting were: Messrs. Ayer, Benn, Booth, Brown, Clarke, D. J. Davis, Dawes, Dickson, Dyke, Eidemiller, Fenton, Hoch, Huxtable, Irving, Keyes, Levin, J. B. Lindsley, Lyons, McVay, Morgan, Poyns, Reiter, Renick, Roberts, Roth, Sheets, Shultz, Stevenson, Strobridge, Theurer, Todd, Weatherford, and Weir—33.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Vilas moved the rules be suspended and all bills passed since recess be transmitted immediately to the Senate.

The motion was carried.

The speaker signed in open session House bill No. 219 and House substitute bill No. 154.

House bill No. 327, an act providing for the levy, collection and manner of payment of road, bridge, poll and property taxes.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 49, nays 14, absent or not voting 31.

Those voting yea were: Messrs. Allen, Bartlett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Doolittle, Eidemiller, Ericksen, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Houston, Hughes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, McCoy, McGregor, McNicol, Melcher, Miller, Minard, Olsen, Reid, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Vogtlin, Weber, Williams, and Mr. Speaker—49.

Those voting nay were: Messrs. Bowers, Dobson, Falconer, Fancher, Frostad, Harper, Huxtable, Chas. Johnson, Lee A. Johnson, Long, Maloney, Morrill, Scott, and Van Slyke—14.

Those absent or not voting were: Messrs. Ayer, Bassett, Brown, Clarke, Dawes, Dyke, Fenton, Hoch, Irving, Kellogg, Kenoyer, Keyes, Lyons, McVay, Moldstad, Morgan, Poyns, Ratcliffe, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Sheets, Shultz, Strobridge, Theurer, Vilas, Weatherford, and Weir—31.

The emergency clause to House bill No. 327 failed to pass by the following vote: Yeas 56, nays 14, absent or not voting 24.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blaker, Bolinger, Bradley, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Houston, Hughes, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, Long, McCoy, McGregor, McNicol, Melcher, Minard, Moldstad, Olsen, Reid, Rudene, Rudio, Sheets, Smith, Stevenson, Stilson, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—56.

Those voting nay were: Messrs. Blackmore, Bowers, Byerly, Dobson, Fancher, Harper, Huxtable, Chas. Johnson, N. E. Linsley, Maloney, Miller, Morrill, Ratcliffe, and Scott—14.

Those absent or not voting were: Messrs. Benn, Booth, Brown, Clarke, Dawes, Fenton, Frostad, Hoch, Irving, Kellogg, Lyons, McVay, Morgan, Poyns, Reiter, Renick, Roberts, Roth, Shultz, Strobridge, Theurer, Todd, Weatherford, and Weir—24.

There being no objections, the title of the bill, with the emergency clause stricken, was ordered to stand as the title of the act.

House bill No. 173 was passed on the calendar.

Mr. Crane moved that the House refuse to recede from its

amendments to Senate bill No. 90, and a conference committee be appointed.

The motion was carried.

The speaker appointed Messrs. Crane, Sheets and Falconer as the House members of the committee.

House bill No. 308, relating to local improvements by special assessments.

On motion of Mr. Gleason the rules were suspended, the second reading was considered the third, and House bill No. 308 was placed on final passage and passed the House by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bowers, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—69.

Those absent or not voting were: Messrs. Benn, Booth, Bradley, Brown, Clarke, Dawes, Dobson, Fenton, Harper, Irving, Keyes, Lyons, McVay, Morgan, Poyns, Reiter, Renick, Roberts, Roth, Shultz, Strobridge, Theurer, Ulsh, Weatherford and Weir—25.

The emergency clause to House bill No. 308 passed the House by the following vote: Yeas 63, nays 3, absent or not voting 28.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bolinger, Booth, Bowers, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, Maloney, McGregor, McNicol, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Todd, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—63.

Those voting nay were: Messrs. Blackmore, Blaker, Long—3.

Those absent or not voting were: Messrs. Benn, Bishop, Bradley, Brown, Byerly, Clarke, Dawes, Dyke, Harper, Houston, Irving, Keyes, McCoy, McVay, Morgan, Morrill, Reiter, Renick, Roberts, Roth, Shultz, Strobridge, Theurer, Twichell, Ulsh, Van Slyke, Weatherford, and Weir—28.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Falconer and others demanded a call of the House.

Mr. Lyons moved that the call of the House be dispensed with.

Roll call showed all members present except Messrs. Brown, Crane, Dawes, Dickson, Irving, Kellogg, Keyes, McVay, Morgan, Morrill, Reiter, Roberts, Shultz, Strobridge, Theurer and Weir.

Mr. Johnson moved to dispense with the further call of the House.

The motion prevailed.

House bill No. 125, providing for elections on the liquor question upon a petition of voters.

On motion of Mr. Falconer the rules were suspended, the second reading was considered the third, and House bill No. 125 was placed on final passage and failed to pass the House by the following vote: Yeas 40, nays 35, absent or not voting 19.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Blackmore, Bolinger, Bowers, Bradley, Byerly, Coate, Crandall, Erickson, Falconer, Fancher, Frostad, Fulton, Gleason, Hughes, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, Melcher, Miller, Minard, Moldstad, Ratcliffe, Rudene, Scott, Smith, Stilson, Ulsh, Vilas, Vogtlin, Williams, and Mr. Speaker—40.

Those voting nay were: Messrs. Bartlett, Benn, Bishop, Blaker, Booth, Clarke, D. J. Davis, Geo. L. Davis, Dobson, Doolittle, Dyke, Eidemiller, Fenton, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Huxtable, Levin, Lyons, Maloney, McNicol, Olsen, Poyns, Reid, Rudio, Sheets, Stevenson, Todd, Twichell, Van Slyke, and Weber—35.

Those absent or not voting were: Messrs. Brown, Crane, Dawes, Dickson, Irving, Kellogg, Keyes, McVay, Morgan, Morrill, Reiter, Renick, Roberts, Roth, Shultz, Strobridge, Theurer, Weatherford, Weir—19.

House bill No. 197 was ordered re-referred to the Committee on Tide Lands.

The House adjourned at 4:20 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## FIFTY-FIFTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OYLMPIA, WASHINGTON, Saturday, March 4, 1905. }  
10 o'clock a. m. }

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Messrs. Bartlett, Blaker, Booth, Brown, Clarke, Crandall, Dawes, Dobson, Hare, Houston, Irving, Lambert, Lyons, McGregor, Miller, Morgan, Morrill, Renick, Roberts, Roth, Rudene, Sheets, Strobridge, Theurer, Vilas, Weatherford, and Weir.

Messrs. Bartlett, Blaker, Clarke, Dawes, Hare, Miller, Renick, Roberts, Rudene, Sheets, Strobridge and Vilas were excused.

Prayer was offered by Rev. A. G. Sawin.

The reading of the journal was dispensed with and it was approved as if read.

### COMMUNICATION.

Resolutions by the Washington State Horticultural Association, commending the work of the Washington Agricultural college and asking that the appropriation for farmers' institutes be increased to \$6,000, were read and referred to the Committee on Appropriations.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 4, 1905.

**MR. SPEAKER:**

The Senate has passed Senate bill No. 228, entitled: "An act relating to irrigation and storage of waters therefor."

Also Senate bill No. 194, amending the law relating to exemption from jury duty.

Also Senate bill No. 206, to authorize county commissioners to transfer moneys remaining in the county treasury.

Also Senate bill No. 212, substitute for Senate bill No. 97, requiring railroad companies to weigh cars used for shipment of lumber, etc.

Also Senate bill No. 23, providing for submitting an amendment to the constitution to a vote of the people, relative to ownership of land by aliens.

Also Senate bill No. 183, amending the law relating to civil practice.

Also Senate concurrent resolution No. 21, extending congratulations to Theodore Roosevelt upon his inauguration as president of the United States.

The Senate has passed Senate bill No. 201, entitled: "An act regulating the keeping and deposit of municipal funds."

Also Senate bill No. 216, providing for the appointment and election of a superior court judge for the counties of Adams, Franklin, Lincoln and Benton, and declaring an emergency.

Also Senate bill No. 224, an act amending the law relating to businesses that may be carried on by honorably discharged soldiers, sailors, etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

Senate concurrent resolution No. 21, congratulating President Roosevelt upon his inauguration as president of the United States and pledging support to his administration, was read.

Mr. Williams moved that the House concur in Senate concurrent resolution No. 21.

The motion was carried.

## MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 3, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 102: An act to enable cities of the first, second and

third classes, and other cities and towns working under special charters, having sufficient population to authorize them to reincorporate under the laws of the State of Washington, as cities of the first, second or third class, to exercise the right of eminent domain for the taking and damaging of land and property for public purposes, providing a method for making compensation therefor, and providing for special assessments in certain cases upon property benefited, and declaring an emergency.

House bill No. 120: An act to establish a board of commissioners for the promotion of uniformity of legislation in the United States.

House bill No. 248: An act amending section 4576 of Ballinger's Annotated Codes and Statutes of Washington (same being section 5343 of Pierce's Washington Code), relating to contracts and providing that certain contracts shall be void unless in writing.

House bill No. 92: An act to amend sections 23, 137, 145 and 175 of an act entitled "An act to establish a general, uniform system of public schools in the State of Washington, and repealing chapter VI of title III, chapter VII of title V, all of title X except chapter XVII, chapter IV of title L, all being of Volume I of Hill's Annotated Statutes and Codes of Washington; also repealing all amendments thereto; also repealing an act entitled 'An act concerning the formation of new school districts, changing the boundaries and transferring territory from one district to another, approved March 9, 1893; also repealing an act entitled 'An act to provide for the management and control of state normal schools in the State of Washington,' approved March 10, 1893, and all amendments thereto; also repealing an act entitled 'An act granting to school districts the right to purchase school house sites of school lands belonging to the State of Washington of not less than one acre and not more than five acres, and granting to school districts the preference right to purchase such sites, and declaring an emergency,' approved February 26, 1895; also repealing an act entitled 'An act relating to the indebtedness of school districts, providing means and methods for paying and funding the same, and means for validating the same or any part thereof incurred in excess of one and one-half per centum of the taxable property of the school district without the assent of three-fifths of the voters of the school district voting at an election held for the purpose, and declaring that an emergency exists for the taking effect of this act on its passage and approval by the Governor,' approved March 1, 1895; also repealing an act entitled 'An act to provide for the formation of joint school districts, and to prescribe the minimum number of school children required for the formation of new school districts, and declaring an emergency,' approved March 13, 1885," said act of which this act is amendatory, being known and cited as the Code of Public Instruction of the State of Washington, and being chapter CXVIII of the Session Laws of 1897, approved March 19, 1897.

House bill No. 164: An act to amend section four of an act approved March 18, 1895, entitled, "An act to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this State, and for the purpose of driving, sorting, holding and delivering logs and other timber products thereon, and fixing maximum tolls therefor," as amended by chapter XXXI of the Laws of 1897, approved March 4, 1897, entitled "An act to amend section four of an act approved March 18, 1895, entitled, 'An act to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this State, and for the purpose of driving, sorting, holding and delivering logs and other timber products thereon, and fixing maximum tolls therefor.'"

A. N. BROWN, Private Secretary.

## REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 3, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred enrolled House substitute bills Nos. 6, 177, 252, House memorial No. 1, and House bill No. 262, have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted,

S. W. FENTON, Chairman.

We concur in this report: W. H. Hughes, John A. Fancher, Frank A. Twitchell.

## REPORTS OF STANDING COMMITTEES.

Senate bill No. 153: Recommend it do pass.

Senate bill No. 208: Recommend it do pass as amended.

Senate bill No. 156: Recommend it be placed on the calendar.

House bill No. 220: Recommend it be placed on the calendar.

## FIRST READING OF SENATE BILLS.

Senate bill No. 23: An act providing for the amendment of the Constitution of the State, relating to the prohibition of the ownership of lands in the State of Washington by aliens.

Referred to the Committee on Constitutional Revision.

Senate bill No. 80: An act to amend an act relating to the state soldiers' home.



Referred to the Committee on Military Affairs and Soldiers' Home.

Senate bill No. 127: An act to apportion the State of Washington into congressional districts.

Referred to the Committee on Congressional Apportionment.

Senate bill No. 133: An act authorizing the assessment of lands held or owned by the State, within the limits of diking or drainage districts.

Referred to the Committee on Revenue and Taxation.

Senate bill No. 147: An act to amend "An act creating and providing for the enforcement of liens for labor and material."

Referred to the Committee on Judiciary.

Senate bill No. 160: An act validating the sale and conveyance heretofore made of state timber and timber lands.

Referred to the Committee on State, School and Granted Lands.

Senate bill No. 168: An act for the prevention, control and cure of tuberculosis.

Referred to the Committee on Medicine, Surgery, Dentistry and Hygiene.

Senate bill No. 175: An act amending "An act providing for the incorporation of trust companies."

Referred to the Committee on Corporations other than Municipal.

Senate bill No. 183: An act amending "an act to regulate the practice and proceedings in civil actions."

Referred to the Committee on Judiciary.

Senate bill No. 194: An act to amend the law relating to exemption from jury duty.

Referred to the Committee on Judiciary.

Senate bill No. 206: An act authorizing county commissioners to transfer moneys remaining in the county treasury for the payment of warrants that have been duly called and not presented for payment.

Referred to the Committee on Revenue and Taxation.

Senate substitute bill No. 212: An act requiring railroad companies and other common carriers to include in the weight of cars used for the shipment of lumber and other manufactured lumber products, the weight of the standards, supports, strips, railings.

chains and other appliances necessary to the safe carriage of such lumber and other manufactured lumber products.

Referred to the Committee on Railroads.

Amended Senate bill No. 228: An act relating to irrigation and storage of waters therefor.

Referred to the Committee on Irrigation and Arid Lands.

Senate substitute bill No. 243: An act to provide for the publication and sale of the Washington Supreme Court Reports.

Referred to the Committee on Judiciary.

Senate bill No. 201: An act regulating the keeping and deposit of municipal funds.

Referred to the Committee on Municipal Corporations of the First Class.

Senate bill No. 216: An act relating to the superior court of the counties of Adams, Franklin, Yakima, Kittitas and Lincoln, and the county of Benton if the same shall become a county.

Referred to the Committee on Judiciary.

Senate bill No. 224: An act permitting honorably discharged soldiers, sailors or marines to carry on certain businesses.

Referred to the Committee on Military Affairs and Soldiers' Home.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 4, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bills Nos. 254, 187, 288, 186, 271, 216, 359, 258, 261, 132, 244, 312, 64, 290, 129, 291, 330, 278, 281, 323, 327, 257, 173, 76, 3, 308, 321, 241, 333, House substitute bill No. 38, House bills Nos. 337, 325, 303, 386, 125, 228, 141, House substitute bill No. 25, House bill No. 168, have compared same with the original bills and find them correctly engrossed.

Respectfully submitted,

LEE VAN SLYKE, Chairman.

We concur in this report: E. D. Reiter, E. A. Blackmore, K. P. Frostad.

The speaker signed, in open session, House bills Nos. 64, 13, 185, and 162.

## SENATE AMENDMENTS.

Mr. Gleason moved that the House do not concur in Senate amendments to House bill No. 53, and that the Senate be asked to recede therefrom.

The motion was carried.

Mr. Gleason moved that the House concur in Senate amendments to House bill No. 157.

The motion was carried.

Mr. Johnosn moved that the House concur in Senate amendments to the title to House bill No. 157.

The motion was carried.

Mr. N. E. Linsley moved that the Senate amendments to House bill No. 157 be made a special order of business for Monday.

The motion was carried.

## SECOND READING OF BILLS.

House bill No. 371, providing for a closed season for trout in Ferry county.

Mr. Lee A. Johnson offered the following amendment:

Amend section 4 by inserting after the word "person," in line 1, the word "wilfully," and after the word "manner" the word "other" in line 3.

The amendments were adopted, the bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 27, 1905.

MR. SPEAKER:

We, the majority of your Committees on State, School and Granted Lands and Judiciary, to whom was referred House bill No. 347, entitled "An act authorizing the Governor to appoint three suitable persons to report upon the condition of the state school and granted lands, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

CHAS. S. GLEASON, Chairman.

We concur in this report: J. H. Dawes, E. E. Smith, Elmer E. Todd, Fred Eldemiller, S. A. Crandall, Geo. McCoy, Geo. H. Miller, Joseph Irving, Robt. F. Booth, R. S. Lambert, Geo. T. Reid, W. D. Scott, Joseph B. Lindsley, Geo. T. Crane, Chas. I. Roth, J. A. Kellogg.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 27, 1905.

MR. SPEAKER:

We, the minority of your Committees on State, School and Granted Lands and Judiciary, to whom was referred House bill No. 347, entitled "An act authorizing the Governor to appoint three suitable persons to report upon the condition of the state school and granted lands, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do not pass.

J. A. THEURER,  
OLIVER BYERLY,  
W. J. DYKE,  
GEO. L. DAVIS,  
J. A. FALCONER,  
H. L. STROBRIDGE,  
W. A. BOLINGER,  
F. A. BARTLETT.

The bill was read the second time by sections and passed to third reading.

House bill No. 372, regulating the keeping and deposit of public funds by county treasurers.

Mr. Reid offered the following amendments, which were adopted.

Amend section 1, as follows: Strike out period at end of section, insert colon and add the following: "Provided, however, That the county treasurer, with the advice, consent and approval of the board of county commissioners in counties where there are no banks, or in counties where they deem the banks situated therein insecure, may designate banks in another county as such depository."

Amendment to section 2: Strike out all after the second word "county" in line 4, section 2, to and including the word "therein" in line 5, and substitute in lieu thereof "a good and sufficient bond or bonds to be approved by the board of county commissioners."

Strike out section 4, and insert the following: Sec. 4. The county treasurer may deposit with any depository which has fully complied with the provisions of this act any county moneys in his hands or under his official control, and any such sums so on deposit shall be deemed to be in the county treasury, and such treasurer shall not be liable for any loss thereof resulting from the failure or default of any such depository without fault or neglect on his part or on the part of his assistants or clerks.

Mr. Benn moved to strike out the emergency clause.

The motion was carried.

The bill was read the second time by sections and passed to third reading.

House bill No. 329, an act to regulate and license insurance.

Mr. Gleason moved that the emergency clause be amended to conform with the usual wording.

The motion was carried, and the clerk was instructed to make the change.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 8, 1905.

MR. SPEAKER:

We, your Committee on Game and Game Fish, to whom was referred House bill No. 97, entitled "An act to establish a game fish hatchery in Clallam county," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend as follows:

In line 2 of section 3 of the original bill, strike out the words "three thousand dollars (\$3000)" and insert therefor the words "two thousand five hundred dollars (\$2500)."

CHAS. JOHNSON, Chairman.

We concur in this report: H. C. Fulton, Andrew Olsen, Wm. Shultz, N. E. Linsley, Jno. H. Sheets, B. H. Morgan, J. C. Poynts, G. E. Dickson, W. H. Clarke, W. W. Brown, Thos. Dobson.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 25, 1905.

MR. SPEAKER:

We, your Committee on Appropriation, to whom was referred House bill No. 97, entitled "An act to establish a game fish hatchery in Clallam county," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that the same do pass as amended by the Committee on Game and Game Fish.

GEO. MCCOY, Chairman.

We concur in this report: Peter McGregor, N. J. Moldstad, W. H. Hare, J. H. Dawes, A. M. Rudio, Wm. Shultz, Jno. H. Sheets.

Mr. Gleason moved that the words "and directed," in line 1, section 1, of the printed bill, and line 3, section 2, of the original bill, be stricken.

The motion was carried.

The bill was read by sections, the amendments recommended

by the committee were adopted, and House bill No. 97 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 25, 1905.

MR. SPEAKER:

We, a majority of your Committee on Public Morals, to whom was referred House bill No. 107, entitled "An act prohibiting the manufacture, sale, or bringing into the State for the purpose of sale, giving away, or otherwise disposing of any cigarettes, cigarette wrappers or paper or substitute therefor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

G. C. KENOYER, Chairman.

We concur in this report: Wm. H. Weber, J. D. Bassett, Oliver Byerly, W. R. Williams, K. P. Frostad, H. C. Fulton, Jesse Huxtable.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 25, 1905.

MR. SPEAKER:

We, a minority of your Committee on Public Morals, to whom was referred House bill No. 107, entitled "An act prohibiting the manufacture, sale, or bringing into the State for the purpose of sale, giving away, or otherwise disposing of any cigarettes, cigarette wrappers or paper or substitute therefor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

THOS. HAMILTON,  
N. B. McNICOL,  
DAVID LEVIN,  
L. N. GRIFFIN.

Petitions from the following counties, in support of House bill No. 107, were presented by Mr. Byerly, and placed on file: Thurston county, 184 persons; Columbia county, 379 persons; King county, 796 persons; Kitsap county, 48 persons; Snohomish county, 235 persons; Whitman county, 1280 persons; Chehalis county, 479 persons; Yakima county, 612 persons; Pacific county, 313 persons; Mason county, 94 persons; Pierce county, 1285 persons.

Mr. Gleason moved that section 2 of House bill No. 107 be stricken from the bill.

The motion was carried.

The clerk was ordered to strike out from the title the words "and repealing certain laws."

The bill was read the second time by sections and passed to third reading.

### RULES AMENDED.

Mr. Reid offered the following amendment to House rule No. 18:

Amend rule 18 by striking out the word "fifteen" and inserting in lieu thereof the word "five."

The motion was carried.

### SECOND READING OF BILLS.

House bill No. 307, relating to the preservation of certificates of nomination.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 23, 1905.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred House bill No. 210, entitled "An act to establish a State fish hatchery on the South Fork of the Nooksack river," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend title by striking out after the word "Washington," the words "and making an appropriation therefor."

Strike out all of section 2.

CHAS. I. ROTH, Chairman.

We concur in this report: B. H. Morgan, Wm. Shultz, R. Lee Bradley, W. J. Dyke, E. A. Blackmore, F. A. Bartlett, G. Erickson, Geo. L. Davis, W. R. Williams, L. N. Griffin, Geo. H. Vogtlin, D. J. Davis, Lee Van Slyke, Frank A. Twichell.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 210 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 23, 1905.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred House bill No. 230, entitled "An act to establish a State fish hatchery on the Elwah river," have had the same under consideration, and we re-

spectfully report the same back to the House with the recommendation that it do pass as amended.

Amend by striking out all of section 3.

CHAS. I. ROTH, Chairman.

We concur in this report: B. H. Morgan, Wm. Shultz, W. J. Dyke, E. A. Blackmore, Geo. H. Vogtlin, F. A. Bartlett, G. Ericksen, Geo. L. Davis, W. R. Williams, L. N. Griffin, R. Lee Bradley, D. J. Davis, Lee Van Dyke, Frank A. Twichell.

Mr. Gleason moved that the words "and directed" be stricken from line 1, section 1, of the printed bill, and from line 3, section 2, of the printed bill.

The motion was carried.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 230 was passed to third reading.

House bill No. 361, authorizing cities and towns to construct, conduct and operate water works and systems of sewerage.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 24, 1905.

MR. SPEAKER:

We, your Committee on Municipal Corporations, other than First Class, to whom was referred House bill No. 299, entitled "An act authorizing certain municipal corporations, to acquire private property for public use," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended by striking out all of section 4, and substituting therefor the following: "Sec. 4. An emergency is hereby declared to exist, and this act shall take effect immediately." And as so amended that it do pass.

ROBERT A. AYER,  
A. M. BLAKER,  
C. E. VILAS,  
D. J. DAVIS,  
R. LEE BRADLEY,  
F. A. BARTLETT.

Mr. Gleason moved to substitute the regular emergency clause.

The motion was carried.

Mr. Gleason moved that section 3 be stricken.

The motion was carried.

The bill was read by sections and House bill No. 299 was passed to third reading.



HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 24, 1905.

MR. SPEAKER:

We, your Committee on Game and Game Fish, to whom was referred House bill No. 313, entitled "An act granting to county commissioners the power to create game reserves," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend line 3 of section 3 of the original bill, being line 2 of section 3 of the printed bill, strike out the words "fifty (\$50.00) dollars" and insert in lieu thereof the words "ten (\$10.00) dollars."

CHAS. JOHNSON, Chairman.

We concur in this report: Wm. Shultz, K. P. Frostad, H. C. Fulton, W. O. Long, N. E. Linsley, Andrew Olsen, Thos. Dobson.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 313 was passed to third reading.

House bill No. 377, to prevent the acceptance of gifts by agents, employes and officers.

The bill was read the second time by sections and passed to third reading.

House bill No. 11, an act making an appropriation for farmers' institutes.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 15, 1905.

MR. SPEAKER:

We, your Committee on Medicine, Surgery, Dentistry and Hygiene, to whom was referred House bill No. 287, entitled "An act to establish a state board of embalming," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended by striking out all of section 3; also in section 14, line 2 of the printed bill, strike out the words "to pretend;" and as so amended that it do pass.

W. H. HARE, Chairman.

We concur in this report: Robt. F. Booth, Joseph Irving, George T. Doolittle, Robert A. Ayer.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 287 was passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 21, 1905.

MR. SPEAKER:

We, your Committee on Compensation and Fees for State and County Officers, to whom was referred House bill No. 292, entitled "An act relating to classification of counties," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and that when so amended it do pass:

In line 68, section 1, of the printed bill, strike the word "six" and substitute therefor the word "five," the same being in line 104, section 1, of the original bill.

JAMES WEIR, Chairman.

We concur in this report: L. Stilson, Robert A. Ayer, Geo. L. Davis, Thos. Dobson, Jesse Huxtable.

On motion of Mr. Twichell the rules were suspended and the reading of the bill, excepting the amended section, was dispensed with, the amendments recommended by the committee were adopted, and House bill No. 292 was passed to third reading.

House bill No. 352, providing for the election by the city council in cities of the fourth class of a president of the council.

The bill was read the second time by sections and passed to third reading.

House bills Nos. 389, 348 and 349 were passed on the calendar.

House bill No. 295 was re-referred to the Committee on Appropriations.

Mr. Poyns moved that House bill No. 396 be made a special order for 2 o'clock Monday.

The motion was carried.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 27, 1905.

MR. SPEAKER:

We, your Committee on Mines and Mining, to whom was referred House bill No. 21, entitled "An act creating the office of state oil inspector," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend section 1, in line 17 of the printed bill, being lines 24 and 25 of the original bill, by striking out the words "emitted an inflammable vapor" and inserting the words "took fire and burned."

Amend section 1 by adding the following thereto:

"Provided, That whenever complaint is made to the inspector in regard to the illuminating qualities of illuminating oils so inspected, it

shall be the duty of the inspector of oils to secure a sample of such oils complained of which shall be turned over to the state chemist who shall thoroughly analyze and test said oils with reference to its illuminating qualities. If after analyzing and testing said oils, the state chemist shall decide although the oil be of the required test it is yet of inferior illuminating quality, then the inspector upon receipt of the chemist's report shall brand such oil "State of Washington," "Rejected," "Quality Inferior," with name and date of inspection. The state chemist is hereby constituted the referee whose decision shall be final in all cases of dispute regarding oils. *Provided, further,* That the same penalties applying to oils which fail to meet the fire test of the State of Washington shall also apply to oils of inferior illuminating quality."

Amend section 2, line 8 of the printed bill, being line 11 of the original bill, by striking out the words "emit a combustible vapor" and inserting the words "will take fire and burn."

Amend section 2, line 8 of the printed bill, being line 11 of the original bill, after the word "of" and before the word "one," insert the words "less than."

Amend section 2 in line 8 of the printed bill, being line 12 of the original bill, by inserting after the word "degree" and before the word "Fahrenheit," the word "of."

Amend section 2 in line 10 of the printed bill, being line 13 of the original bill, by striking out after the word "the," and before the word "test," the word "flash."

Amend section 2 in line 11 of the printed bill, being line 15 of the original bill, by striking out the words "Foster automatic tester," and in lieu thereof insert the words "open Taglibue electric."

Amend section 2 in line 11 of the printed bill, being lines 15 and 16 of the original bill, by striking out the words "with lighted wick inside the tube and under the thimble," and insert in lieu thereof the words "or one similar in construction and result."

Amend section 3 in line 16 of the printed bill, being lines 22 and 23 of the original bill, strike out the words "for each and every person," and insert in lieu thereof the words "at any one time."

Amend section 3, line 19 of the printed bill, being line 27 of the original bill, strike out the word "twenty," and insert in lieu thereof the word "thirty."

In section 3, line 20 of the printed bill, being line 27 of the original bill, strike out the word "seventy," and in lieu thereof insert the word "sixty."

Amend section 5 by inserting in line 1 of the printed bill, being lines 1 and 2 of the original bill, between the words "compensation" and "the," the words "seventy-five per cent of."

Amend section 5 by striking out in line 2 of the printed bill, being line 3 of the original bill, the word "twenty-five," and insert the word "ten."

Amend section 5, beginning in line 2 of the printed bill, being line 3 of the original bill, strike out the words "as provided in section three to be turned over," and in lieu thereof insert the word "collected."

Amend section 5 by adding after the word "deputies" the following: "and shall pay twenty-five per cent of all fees collected by himself or deputies into the general fund of the state treasury."

S. W. ROBERTS, Chairman,

We concur in this report: J. A. Kellogg, R. S. Lambert, Chas. Johnson, Thos. Dobson, W. W. Brown, E. D. Reiter, Joseph B. Lindsley.

Mr. Kellogg offered the following amendments:

Amend section 1, line 6, of the printed bill, by inserting after the word "sale" the words "for consumption within this State."

Also section 1, line 23, of the printed bill, by inserting after the word "sale" the words "for consumption within this State."

Also section 1, line 34, of the printed bill by inserting after the word "purposes" the words "for consumption within this State."

The above amendments were adopted.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 21 was passed to third reading.

House bill No. 294, an act to declare and regulate the powers and duties of corporations organized to build booms.

Mr. Reid offered the following amendment:

Amend section 2 by adding to the end of line 20 of the printed bill the following:

"Nothing in this act shall be construed to authorize the taking or damaging of any power plant constructed or being constructed for the creation or utilization of water power."

The motion was carried.

The bill was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 28, 1905.

MR. SPEAKER:

We, your Committee on Tide Lands, to whom was referred House bill No. 320, entitled "An act to validate and ratify sales and conveyances of tide lands heretofore made by the State," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend the title by inserting the words "of the first class" between the words "lands" and "heretofore."

Amend section 1, line 1, in both original and printed bills, by insert-

ing the words "of the first class" between the words "lands" and "heretofore."

Amend section 1, line 4 of the original bill, being section 1, line 3 of the printed bill, by inserting the words "of the first class" between the words "lands" and "so."

FRANK H. RENICK, Chairman.

We concur in this report: Robert A. Ayer, Robt. F. Booth, W. R. Williams, Fred Eldemiller, Geo. H. Vogtlin, J. O. Rudene.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 320 was passed to third reading.

House bill No. 367, an act to change the name of the state institution located at Vancouver.

Mr. Blackmore offered the following amendments:

Amend section 1, line 3, of the printed bill, after the word "and" by inserting the word "the."

Amend the title so as to read "State School for the Deaf and the Blind."

The bill was read the second time by sections and passed to third reading.

House bill No. 10, prohibiting any state, county or municipal officer from accepting any pass.

The bill was read the second time by sections and passed to third reading.

Mr. Reid moved that Senate bill No. 182 be substituted for House bill No. 324, on the same subject.

The motion was carried.

Mr. Twichell moved that a recess be taken until 2 o'clock.

The motion was carried.

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### AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Messrs. Bartlett, Bishop, Blaker, Booth, Brown, Clarke, Crandall, Dawes, Dobson, Fenton, Hare, Houston, Irving, Lambert, Lyons, McGregor, Miller, Morgan, Morrill, Reiter, Renick, Roberts, Roth, Rudene,

Shultz, Strobridge, Theurer, Vilas, Weatherford, and Weir.

Messrs. Bartlett, Bishop, Blaker, Hare, Miller, Renick, Roberts, Vilas, Strobridge and Weatherford were excused.

## SECOND READING OF BILLS.

Senate bill No. 182, to create the office of public printer.

Mr. Twichell moved the following amendment:

Amend section 6 by adding the following to the section:

"The prices herein provided to be paid for all composition in the classes specified in this act shall include and cover proof-reading, make-up and lock-up ready for the press, and there shall be no extra charge made therefor unless alterations are made from original copy."

The motion was carried.

Mr. Reid moved to amend Senate bill No. 182, as follows:

Amend section 6 by inserting after the word "matter," in line 9 of the printed bill, the following: "at single price when lines are not underscored, and when more than five lines on any one page are underscored, at price and one-half."

Amend section 6 by placing a comma after the word "pages," in line 16 of the printed bill, and adding the following: "or fraction thereof in any one bill form."

Amend section 6 by placing a comma after the word "class," in line 37, and inserting after said word "class" the following: "Provided, That tabular matter shall be set in nonpareil."

Amend section 6 by inserting in line 53 of the printed bill, after the word "thereof," the following: "up to 1000 impressions, and for all over 1000 impressions thirteen cents for each subsequent one hundred impressions."

Amend section 7 by striking out the word "scale," in line 1, and inserting in lieu thereof the word "rule."

Amend section 8 by striking out lines 5, 6, 7, 8, 9 and 10, and inserting in lieu thereof the following: "For pamphlets containing one signature or less, including folding, gathering, stitching, covering and trimming, for one thousand finished pamphlets \$4.75, and for each additional signature or fraction thereof \$1.60 for each 1000 finished pamphlets."

Amend section 8 by adding at the end of line 17 the following: "Per volume over twenty-four sections, five cents for each additional six sections or fraction thereof."

Amend by striking out section 9 and insert in lieu thereof the following:

"The public printer shall furnish all paper, stock and binding materials required in all public work and shall charge the same to the State, as the same is actually used, at the actual price at which same

was purchased. Whenever a piece of work is delivered to the State, the public printer shall make and file in the office of the Governor an affidavit stating the amount of material actually used in said piece of work and the actual value of same, calculated at the wholesale price at which same was purchased. The public printer shall also file in the office of said Governor all bills for material purchased by him for state work, accompanied by his affidavit that same is true and correct, and that said bills show the true amount actually paid therefor."

The amendments of Mr. Reid were adopted.

Mr. Hughes offered the following amendment:

Amend line 28, section 6, by changing the word "eight" to "sixteen."

The amendment was carried.

The bill was read by sections and Senate bill No. 182 was passed to third reading.

## MEMORIALS.

It was moved by Mr. Kellogg that Senate memorials Nos. 3 and 4 be substituted for House memorials Nos. 4 and 5, and that they now be considered.

The motion carried.

Senate memorial No. 3, in relation to the improvement of the Pend d'Oreille river, was read.

On motion of Mr. Kellogg the rules were suspended, the second reading was considered the third, and Senate memorial No. 3 was placed on final passage and passed the House by the following vote: Yeas 59, nays 0, absent or not voting 35.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Blackmore, Bolinger, Bowers, Bradley, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Doolittle, Eidemiller, Ericksen, Falcomer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McNicol, McVay, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vogtlin, Weber, Williams, and Mr. Speaker—59.

Those absent or not voting were: Messrs. Bartlett, Benn, Bishop, Blaker, Booth, Brown, Clarke, Crandall, Dawes, Dickson, Dobson, Dyke, Fenton, Hare, Houston, Huxtable, Irving, Lam-

bert, Lyons, McGregor, Melcher, Miller, Morgan, Morrill, Reiter, Renick, Roberts, Roth, Rudene, Shultz, Strobridge, Theurer, Vilas, Weatherford, and Weir—35.

Senate memorial No. 4, in relation to the irrigation of lands on the east bank of the Columbia river, was read.

On motion of Mr. Kellogg the rules were suspended, the second reading was considered the third, and Senate memorial No. 4 was placed on final passage and passed the House by the following vote: Yeas 55, nays 0, absent or not voting 39.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Blackmore, Bolinger, Bowers, Bradley, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Doolittle, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McNicol, McVay, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Rudio, Scott, Smith, Stevenson, Stilson, Todd, Ulsh, Van Slyke, Vogtlin, Weber, Williams, and Mr. Speaker—55.

Those absent or not voting were: Messrs. Bartlett, Benn, Bishop, Blaker, Booth, Brown, Clarke, Crandall, Dawes, Dickson, Dobson, Dyke, Eidemiller, Fenton, Hare, Houston, Irving, Keyes, Lambert, Levin, Lyons, McGregor, Melcher, Miller, Morgan, Morrill, Reiter, Renick, Roberts, Roth, Rudene, Sheets, Shultz, Strobridge, Theurer, Twichell, Vilas, Weatherford, and Weir—39.

Senate memorial No. 7, relating to the granting of substantial recognition for services rendered during the Indian uprising in 1856.

On motion of Mr. Kellogg the rules were suspended, the second reading was considered the third, and Senate memorial No. 7 was placed on final passage and passed the House by the following vote: Yeas 56, nays 0, absent or not voting 38.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Blackmore, Bolinger, Bowers, Bradley, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McNicol, McVay, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Todd,



Strike out the figures "\$12,000.00" in the third line of the original bill, section 1, and insert therefor the figures "\$10,000.00."

And as amended it do pass.

Geo. McCoy, Chairman.

We concur in this report: A. M. Blaker, Peter McGregor, W. M. Rudlo, Robt. F. Booth, John A. Fancher.

Mr. McCoy moved that the committee report be adopted.

The motion was carried.

Mr. McCoy moved the adoption of the following amendment:

Amend by adding section 3, to read as follows:

"Section 3. The state auditor upon the presentation of the vouchers from the board of control is hereby authorized to draw a warrant upon the general fund of the State of Washington for such sum or sums, and the state treasurer is hereby authorized and directed to pay such warrant or warrants."

The amendment was carried.

On motion of Mr. Reid the House adjourned at 3:30 p. m. until Monday.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## FIFTY-SEVENTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASHINGTON, Monday, March 6, 1905. }  
10 o'clock.

The speaker called the House to order at 10 a. m.

Roll call showed all members present except Messrs. Hughes, Irving, Lyons, Morrill, Theurer, and Weatherford.

Mr. Weatherford was excused.

Rev. W. S. Crockett offered prayer.

On motion of Mr. Williams the reading of the journal was dispensed with, and the same was ordered approved as if read.

## MESSAGES FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 3, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 59: An act providing for the amendment of section 1 of article 21 of the constitution of the State of Washington, entitled "Water and Water Rights," by enlarging the public use of the waters of this State so as to include the removal of timber products.

A. N. BROWN, Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 4, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House substitute bill No. 115: An act to regulate plumbing in cities having a population of ten thousand inhabitants or over, providing for the licensing of persons to carry on the business and work of plumbing, creating a board of plumbing examiners, fixing the compensation of plumbing examiners, providing a penalty for the violation thereof, and repealing all acts in conflict herewith.

House bill No. 198: An act providing for the amendment of section 16 of article 1 of the constitution of the State of Washington, relating to the exercise of the power of eminent domain.

A. N. BROWN, Private Secretary.

Mr. Gleason moved that the rules be suspended and the vote by which House bill No. 398 was indefinitely postponed on Friday, be reconsidered.

The motion prevailed and House bill No. 398 was re-referred to the Committee on Judiciary.

## REPORTS OF STANDING COMMITTEES.

Senate bill No. 197: Recommend it do pass.

Senate bill No. 147: Recommend it do pass.

Senate bill No. 194: Recommend it do pass.

Senate bill No. 80: Recommend it do pass.

House bill No. 390: Recommend it do pass.

House bill No. 370: Recommend it be placed on calendar.

Senate bill No. 127: Majority report recommends it be indefinitely postponed.

Senate bill No. 127: Minority report recommends it do pass as amended.

House bill No. 45: Recommend it be indefinitely postponed.

House bill No. 259: Recommend it be indefinitely postponed.

House bill No. 91: Recommend it be indefinitely postponed.

The reports on House bills Nos. 45, 259 and 91 were adopted, and said bills were indefinitely postponed.

House bill No. 344: Recommend it do pass.

House bill No. 385: Recommend it do pass.

Senate bill No. 160: Recommend it do pass.

Senate substitute bill No. 212: Majority report recommends it do pass.

Senate substitute bill No. 212: Minority report recommends it be indefinitely postponed.

Senate bill No. 201: Recommend it be placed on calendar.

Senate bill No. 168: Recommend it do pass.

Senate bill No. 172: Recommend it do pass.

Mr. Gleason moved that the rules be suspended and the House proceed to the third reading of bills.

The motion prevailed.

### THIRD READING OF BILLS.

House bill No. 361, authorizing cities and towns to construct, conduct and operate water works and systems of sewerage.

Mr. Doolittle moved that the rules be suspended, and the bill be returned to second reading for amendment.

The motion prevailed.

Mr. Doolittle moved that section 3 be added to the bill to read as follows:

"Section 3. An emergency exists and this act shall take effect immediately."

Mr. Doolittle moved to amend by adding to the title the words "and declaring an emergency."

The amendments were adopted.

On motion of Mr. Doolittle the rules were suspended, the second reading was considered the third, and House bill No. 361 was placed on final passage and passed the House by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—73.

Those absent or not voting were: Messrs. Allen, Bishop, Blackmore, Booth, Dyke, Fancher, Hughes, Irving, Levin, Lyons, Melcher, Morrill, Renick, Roberts, Roth, Stevenson, Strobridge, Theurer, Van Slyke, Vilas, and Weatherford—21.

The emergency clause passed by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—76.

Those absent or not voting were: Messrs. Allen, Bishop, Booth, Crandall, Dyke, Falconer, Houston, Hughes, Irving, Lyons, Morrill, Renick, Roth, Strobridge, Theurer, Van Slyke, Vilas, and Weatherford—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 173, to provide for the taxation of mines and mining claims.

On motion of Mr. N. E. Linsley the rules were suspended, the

Senate bill No. 127: Majority report recommends it be indefinitely postponed.

Senate bill No. 127: Minority report recommends it do pass as amended.

House bill No. 45: Recommend it be indefinitely postponed.

House bill No. 259: Recommend it be indefinitely postponed.

House bill No. 91: Recommend it be indefinitely postponed.

The reports on House bills Nos. 45, 259 and 91 were adopted, and said bills were indefinitely postponed.

House bill No. 344: Recommend it do pass.

House bill No. 385: Recommend it do pass.

Senate bill No. 160: Recommend it do pass.

Senate substitute bill No. 212: Majority report recommends it do pass.

Senate substitute bill No. 212: Minority report recommends it be indefinitely postponed.

Senate bill No. 201: Recommend it be placed on calendar.

Senate bill No. 168: Recommend it do pass.

Senate bill No. 172: Recommend it do pass.

Mr. Gleason moved that the rules be suspended and the House proceed to the third reading of bills.

The motion prevailed.

### THIRD READING OF BILLS.

House bill No. 361, authorizing cities and towns to construct, conduct and operate water works and systems of sewerage.

Mr. Doolittle moved that the rules be suspended, and the bill be returned to second reading for amendment.

The motion prevailed.

Mr. Doolittle moved that section 3 be added to the bill to read as follows:

"Section 3. An emergency exists and this act shall take effect immediately."

Mr. Doolittle moved to amend by adding to the title the words "and declaring an emergency."

The amendments were adopted.

On motion of Mr. Doolittle the rules were suspended, the second reading was considered the third, and House bill No. 361 was placed on final passage and passed the House by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—73.

Those absent or not voting were: Messrs. Allen, Bishop, Blackmore, Booth, Dyke, Fancher, Hughes, Irving, Levin, Lyons, Melcher, Morrill, Renick, Roberts, Roth, Stevenson, Strobridge, Theurer, Van Slyke, Vilas, and Weatherford—21.

The emergency clause passed by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—76.

Those absent or not voting were: Messrs. Allen, Bishop, Booth, Crandall, Dyke, Falconer, Houston, Hughes, Irving, Lyons, Morrill, Renick, Roth, Strobridge, Theurer, Van Slyke, Vilas, and Weatherford—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 173, to provide for the taxation of mines and mining claims.

On motion of Mr. N. E. Linsley the rules were suspended, the

second reading was considered the third, and House bill No. 173 was placed on final passage and passed the House by the following vote: Yeas 64, nays 9, absent or not voting 21.

Those voting yea were: Messrs. Bartlett, Bassett, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fancher, Fenton, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McVay, Melcher, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reiter, Roberts, Roth, Rudene, Scott, Shultz, Smith, Stevenson, Stilson, Twichell, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—64.

Those voting nay were: Messrs. Ayer, Blackmore, Blaker, Frostad, McNicol, Miller, Minard, Rudio, and Sheets—9.

Those absent or not voting were: Messrs. Allen, Benn, Bishop, Booth, D. J. Davis, Falconer, Harper, Houston, Hughes, Irving, Levin, Lyons, Morrill, Reid, Renick, Strobbridge, Theurer, Todd, Van Slyke, Weatherford, and Weir—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. J. B. Lindsley moved that House bill No. 209 be indefinitely postponed.

The motion was carried.

House bill No. 35, providing a method for the assessment and collection of an excise tax from express companies.

On motion of Mr. Gleason the rules were suspended, the second reading was considered the third, and House bill No. 35 was placed on final passage and passed the House by the following vote: Yeas 68, nays 1, absent or not voting 25.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, N. E. Linsley, Long, Maloney, McGregor, McNicol, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Roberts, Roth, Rudene, Shultz, Smith, Steven-

son, Stilson, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—68.

Mr. J. B. Lindsley voted nay.

Those absent or not voting were: Messrs. Allen, Bishop, Blackmore, Clarke, Dawes, Hare, Houston, Hughes, Huxtable, Irving, Levin, Lyons, McCoy, McVay, Morrill, Renick, Rudio, Scott, Sheets, Strobridge, Theurer, Todd, Twichell, Van Slyke, and Weatherford—25.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 325, relating to the taxation of inheritances.

On motion of Mr. Reid the rules were suspended, the second reading was considered the third, and House bill No. 325 was placed on final passage and passed the House by the following vote: Yeas 68, nays 1, absent or not voting 25.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Maloney, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Roberts, Rudene, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—68.

Mr. Griffin voted nay.

Those absent or not voting were: Messrs. Allen, Bartlett, Bishop, Blackmore, Clarke, Dawes, Houston, Hughes, Huxtable, Irving, Levin, Long, Lyons, McCoy, McGregor, Morrill, Renick, Roth, Rudio, Scott, Sheets, Shultz, Strobridge, Theurer, and Weatherford—25.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 289, relating to the duties of the superintendent of the state penitentiary.

The bill as engrossed was read the third time and placed on final passage and failed to pass by the following vote: Yeas 8, nays 60, absent or not voting 26.



Those voting yea were: Messrs. Allen, Bassett, Brown, Byerly, Griffin, Olsen, Twichell, Weber—8.

Those voting nay were: Messrs. Ayer, Bartlett, Bishop, Blaker, Bolinger, Booth, Bowers, Bradley, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Harper, Henderson, Hoch, Houston, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Maloney, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Reid, Reiter, Roberts, Rudio, Scott, Smith, Stevenson, Stilson, Todd, Ulsh, Van Slyke, Vilas, Weir, Williams, and Mr. Speaker—60.

Those absent or not voting were: Messrs. Benn, Blackmore, Coate, Dawes, Dickson, Dyke, Hare, Hughes, Huxtable, Irving, Long, Lyons, McCoy, McGregor, Morrill, Poyns, Ratcliffe, Renick, Roth, Rudene, Sheets, Shultz, Strobridge, Theurer, Vogtlin, and Weatherford—26.

House bill No. 330, in relation to poisons and prohibiting the combination of poisonous substances with crackers.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 75, nays 1, absent or not voting 18.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Scott, Smith, Stevenson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—75.

Mr. Harper voted nay.

Those absent or not voting were: Messrs. Blackmore, Dickson, Hare, Hughes, Huxtable, Irving, Lyons, McCoy, McGregor, Morrill, Poyns, Rudio, Sheets, Shultz, Stillson, Strobridge, Theurer, and Weatherford—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Maloney moved that the vote by which House bill No. 272 was lost on Friday be reconsidered.

The motion prevailed.

Mr. J. B. Lindsley moved that House bill No. 272 be returned to second reading for amendment.

The motion prevailed.

Mr. Reiter offered the following amendments:

Amend House bill No. 272 by striking out everything after the enacting clause and insert the following:

"Section 1. That every person, firm or corporation who peddles out, or, after shipment to the State, canvasses and sells by sample to users or consumers, clocks, agricultural implements or machinery, stoves or ranges, wagons, buggies, carriages, surreys, and other similar vehicles, washing machines, churns, or groceries, shall pay in advance a license tax of five hundred dollars (\$500.00) for each calendar year, or portion thereof, to be paid in each county in which said occupation is pursued.

Section 2. Such license mentioned in section one of this act shall be paid to the county auditor of the county in which such business or occupation is to be pursued or conducted. And such county auditor shall thereupon issue to such person a license under his official seal which shall permit such licensee to pursue and conduct such business in such county, for such calendar year, or any unexpired portion thereof.

Section 3. Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall, for each offense be punished by a fine of not less than one hundred dollars, nor more than five hundred dollars or by imprisonment in the county jail for a period of not more than thirty days or by both such fine and imprisonment.

Section 4. All acts and parts of acts in conflict with this act are hereby repealed.

Section 5. An emergency exists and this act shall take effect immediately."

Mr. Vilas offered the following amendment to the amendment:

Strike out the word "groceries," and insert the word "or" before the word "churns," in line 4 of section 1 of the amendment.

Mr. Vilas' amendment was carried.

Mr. Roth moved to strike out of line 5, section 1 of the amendment by Mr. Reiter, the words and figures "five hundred (\$500.00)," and insert in lieu thereof the words and figures "two hundred (\$200.00)."

Mr. Roth's amendment was carried.

Mr. Lambert moved to amend section 1, line 4 of Mr. Reiter's amendment by inserting the words "sewing machines" after the word "machine."

The amendment was carried.

Mr. Reiter's amendment was adopted as amended.

On motion of Mr. Reiter the rules were suspended, the second reading was considered the third, and House bill No. 272 was placed on final passage and passed the House by the following vote: Yeas 52, nays 15, absent or not voting 27.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Ericksen, Fenton, Fulton, Gleason, Hare, Harper, Henderson, Hoch, Houston, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, McNicol, McVay, Melcher, Miller, Moldstad, Olsen, Ratcliffe, Reiter, Renick, Roberts, Roth, Scott, Smith, Stilson, Twichell, Vogtlin, Weber, and Mr. Speaker—52.

Those voting nay were: Messrs. Bishop, Crandall, Eidemiller, Falconer, Frostad, Griffin, Hamilton, Keyes, Levin, J. B. Lindsley, Minard, Stevenson, Todd, Vilas and Williams—15.

Those absent or not voting were: Messrs. Clarke, Dickson, Fancher, Hughes, Huxtable, Irving, Kellogg, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, Morgan, Morrill, Poyns, Reid, Rudene, Rudio, Sheets, Shultz, Strobridge, Theurer, Ulsh, Van Slyke, Weatherford and Weir—27.

The emergency clause to House bill No. 272 failed to pass by the following vote: Yeas 40, nays 24, absent or not voting 30.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Brown, Coate, Crane, D. J. Davis, Doolittle, Dyke, Ericksen, Fancher, Fulton, Hare, Harper, Henderson, Hoch, Houston, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, McVay, Miller, Moldstad, Olsen, Ratcliffe, Reiter, Roberts, Scott, Smith, Stilson, Twichell, Vogtlin, Weber, and Mr. Speaker—40.

Those voting nay were: Messrs. Ayer, Bishop, Booth, Bowers, Geo. L. Davis, Dawes, Eidemiller, Fenton, Gleason, Griffin, Hamilton, Huxtable, Keyes, Levin, J. B. Lindsley, N. E. Linsley,

McNicol, Minard, Renick, Roth, Stevenson, Van Slyke, Vilas, and Williams—24.

Those absent or not voting were: Messrs. Bradley, Byerly, Clarke, Crandall, Dickson, Dobson, Falconer, Frostad, Hughes, Irving, Long, Lyons, Maloney, McCoy, McGregor, Melcher, Morgan, Morrill, Poyns, Reid, Rudene, Rudio, Sheets, Shultz, Strobbridge, Theurer, Todd, Ulsh, Weatherford and Weir—30.

There being no objections, the title of the bill, with the emergency clause stricken, was ordered to stand as the title of the act.

House bill No. 257, for the relief of P. M. Troy, James B. Murphy and J. B. Bridges.

On motion of Mr. Minard the rules were suspended, the second reading was considered the third, and House bill No. 257 was placed on final passage and passed the House by the following vote: Yeas 65, nays 1, absent or not voting 28.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, J. B. Lindsley, N. E. Linsley, McNicol, McVay, Melcher, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Smith, Stevenson, Stilson, Todd, Twichell, Vilas, Vogtlin, Weber, Williams and Mr. Speaker—65.

Mr. Griffin voted nay.

Those absent or not voting were: Messrs. Clarke, Coate, Dickson, Dyke, Eidemiller, Falconer, Hughes, Irving, Lambert, Levin, Long, Lyons, Maloney, McCoy, McGregor, Miller, Morgan, Morrill, Poyns, Roth, Sheets, Shultz, Strobbridge, Theurer, Ulsh, Van Slyke, Weatherford and Weir—28.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Gleason moved that the House go into a committee of the whole for the consideration of Senate bill No. 233.

The motion prevailed.

The speaker called Mr. Gleason to the chair.

The committee of the whole recommended that the bill do pass.

The bill was read the second time by sections and passed to third reading.

On motion of Mr. Moldstad the rules were suspended, the second reading was considered the third, and Senate bill No. 233 was placed on final passage and passed the House by the following vote: Yeas 67, nays 2, absent or not voting 25.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, McCoy, McNicol, McVay, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Smith, Stilson, Todd, Twichell, Vilas, Vogtlin, Weber and Mr. Speaker—67.

Those voting nay were: Messrs. Griffin and Roth—2.

Those absent or not voting were: Messrs. Bishop, Clarke, Dickson, Fancher, Houston, Hughes, Irving, Levin, Long, Lyons, Maloney, McGregor, Melcher, Morgan, Morrill, Sheets, Shultz, Stevenson, Strobbridge, Theurer, Ulsh, Van Slyke, Weatherford, Weir and Williams—25.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 375, providing for the transportation of convicts to the state penitentiary and insane persons to the hospital for the insane.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 77, nays 1, absent or not voting 16.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, Mc-

Gregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Scott, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams and Mr. Speaker—77.

Mr. Rudio voted nay.

Those absent or not voting were: Messrs. Ayer, Clarke, Houston, Hughes, Irving, Lyons, Maloney, Morgan, Morrill, Rudene, Sheets, Shultz, Strobridge, Theurer, Van Slyke, Weatherford—16.

The emergency clause passed by the following vote: Yeas 70, nays 1, absent or not voting 23.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Fulton, Gleason, Hamilton, Hare, Harper, Hoch, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudio, Shultz, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams and Mr. Speaker—70.

Mr. Rudene voted nay.

Those absent or not voting were: Messrs. Ayer, Bowers, Clarke, Dickson, Frostad, Griffin, Henderson, Houston, Hughes, Irving, Kellogg, J. B. Lindsley, Lyons, Maloney, Morgan, Morrill, Scott, Sheets, Smith, Strobridge, Theurer, Weatherford and Weir—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House substitute bill No. 46, prescribing a penalty for the theft of a bicycle.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 72, nays 1, absent or not voting 21.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen,

Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Roth, Rudio, Shultz, Strobridge, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams and Mr. Speaker—72.

Mr. Todd voted nay.

Those absent or not voting were: Messrs. Bowers, Clarke, Dickson, Fancher, Houston, Hughes, Irving, Keyes, Lyons, Maloney, Morgan, Morrill, Reiter, Rudene, Scott, Sheets, Smith, Stevenson, Stilson, Theurer and Weatherford—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 238, relating to changing corporate names of corporations.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Henderson, Hoch, Houston, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Poyns, Reid, Renick, Roberts, Roth, Rudene, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Weir, Williams and Mr. Speaker—69.

Those absent or not voting were: Messrs. Clarke, Crandall, Dawes, Dickson, Fancher, Hamilton, Hare, Harper, Hughes, Irving, Keyes, Lyons, Maloney, Morgan, Morrill, Olsen, Ratcliffe, Reiter, Rudio, Scott, Sheets, Stevenson, Theurer, Vogtlin, and Weatherford—25.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 187, an act for the relief of R. Stevenson.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Sheets, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weir, Williams, and Mr. Speaker—76.

Those absent or not voting were: Messrs. Booth, Clarke, Dyke, Hare, Hughes, Irving, Levin, Lyons, Maloney, Morgan, Morrill, Reid, Scott, Stevenson, Theurer, Vogtlin, Weatherford, and Weber—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 186, an act for the relief of P. Hanson.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Huxtable, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Weir, Williams, and Mr. Speaker—73.

Those absent or not voting were: Messrs. Allen, Booth, Bradley, Brown, Clarke, Coate, Dickson, Fulton, Hughes, Irving, Lee



A. Johnson, Levin, Lyons, Morgan, Morrill, Poyns, Roth, Stilson, Theurer, Vogtlin, and Weatherford—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The speaker in open session signed House bills Nos. 177, 252, 99, 129, and House memorial No. 1.

Mr. Falconer moved that the rules be suspended, and the House return to the order of resolutions.

The motion prevailed.

### RESOLUTION.

By Mr. Falconer :

*Resolved by the House of Representatives, That the state treasurer be and he is hereby requested to furnish forthwith to this House the following information:*

*First.* A statement of all moneys in the hands of the treasurer at the end of each quarter year during the last two years and the balance in his hands at the present time.

*Second.* The name of all banking institutions wherein any of said funds were deposited, together with a statement of the balances on hand in such institutions at the end of each quarter during the last two years and the balances on deposit therein at the present time.

*Third.* A statement of the amount of interest bearing warrants now outstanding, which are payable on demand, and for which there are at present no funds in his hands to pay.

*Fourth.* A statement of the amount, if any, of interest that has ever been paid to this State by any of said depositories for the use of said funds.

*Fifth.* A statement as to whether, or not, in his opinion these funds or any portion of them can be by him deposited in absolutely sound and responsible banking institutions that would be willing to pay interest for the use of the same and specifying the rate of interest which in his opinion can be obtained therefor.

*Sixth.* That a copy of this resolution be forthwith transmitted to the state treasurer.

The resolution was adopted.

Mr. J. B. Lindsley moved that the House take a recess till 2 p. m.

Mr. Gleason moved to amend by making the time 1:30 p. m.

The amendment carried and the House took a recess till 1:30 p. m.

## AFTERNOON SESSION.

The speaker called the House to order at 1:30 p. m.

Roll call showed all members present except Messrs. Fenton, Irving, Roberts, Theurer, and Weatherford.

All bills passed by the House this morning were ordered immediately transmitted to the Senate.

Mr. Kenoyer moved that House bill No. 339 be made a special order for tomorrow at 11 o'clock.

Mr. Roth moved as a substitute that the bill be referred to the Committee on Rules and Order for consideration tonight.

The substitute motion carried.

## THIRD READING OF BILLS.

House substitute bill No. 22, an act for the regulation of insurance companies.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 80, nays 1, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—80.

Mr. Bassett voted nay.

Those absent or not voting were: Messrs. Bishop, Dickson, Dyke, Fenton, Harper, Irving, Lyons, Maloney, Morrill, Roberts, Strobridge, Theurer, and Weatherford—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 281, an act to define the practice of veterinary medicine.

Mr. Twichell moved that the rules be suspended and the bill be returned to second reading for amendment.

The motion was carried.

Mr. Bowers offered the following amendments:

Add new sections after section 18, as follows:

"Section 19. It shall be the duty of any veterinary surgeon who, in the practice of his profession under the provisions of this act, discovers any animal infected with any contagious or infectious diseases, to immediately notify the state veterinary at Pullman, Washington.

Section 20. Any veterinary who fails to notify the state veterinary of any contagious or infectious disease discovered in his practice, shall be guilty of a misdemeanor and on conviction thereof shall be fined in a sum not less than \$25, nor more than \$100.

Section 21. The provisions of this act shall apply to and be in force only within the limits of cities of the first and second class."

The amendments were adopted.

The bill was read the second time by sections and passed to third reading.

On motion of Mr. Twichell the rules were suspended, the second reading was considered the third, and House bill No. 281 was placed on final passage and passed the House by the following vote: Yeas 69, nays 9, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Bradley, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Linsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Renick, Roberts, Rudene, Rudio, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Twichell, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—69.

Those voting nay were: Messrs. Brown, Crandall, Falconer, Frostad, Miller, Morgan, Roth, Scott, and Todd—9.

Those absent or not voting were: Messrs. Bartlett, Blaker,

Dickson, Dyke, Fenton, Huxtable, Irving, Levin, Lyons, Morrill, Reid, Reiter, Theurer, Ulsh, Van Slyke, and Weatherford—16.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 278, providing for the rights-of-way and easement for the development of mines.

On motion of Mr. Kellogg the rules were suspended, the second reading was considered the third, and House bill No. 278 was placed on final passage and passed the House by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Messrs. Allen, Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Shultz, Stevenson, Stilson, Strobridge, Todd, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—74.

Those absent or not voting were: Messrs. Ayer, Bartlett, Bishop, Clarke, Dickson, Dyke, Fenton, Irving, Lyons, Miller, Morrill, Reiter, Roth, Sheets, Smith, Theurer, Twichell, Ulsh, Van Slyke, and Weatherford—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 334, relating to damages by fire caused or set by steam engines.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 55, nays 7, absent or not voting 32.

Those voting yea were: Messrs. Allen, Bassett, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hare, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Maloney, McGregor, Mc-

Vay, Melcher, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Rudene, Rudio, Sheets, Smith, Stevenson, Stilson, Twichell, Vogtlin, Weber, and Mr. Speaker—55.

Those voting nay were: Messrs. Eidemiller, Houston, Huxtable, Levin, McNicol, Roberts, and Williams—7.

Thoes absent or not voting were: Messrs. Ayer, Bartlett, Benn, Bishop, Blackmore, Blaker, Clarke, Crandall, Dickson, Dyke, Fenton, Hamilton, Irving, Long, Lyons, McCoy, Miller, Morrill, Poyns, Reiter, Renick, Roth, Scott, Shultz, Strobridge, Theurer, Todd, Ulsh, Van Slyke, Vilas, Weatherford, and Weir—32.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Falconer was called to the chair.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., March 6, 1905.

### MR. SPEAKER:

The president has signed Senate bill No. 112, entitled "An act to establish a fish hatchery on the Chehalis river."

Also Senate bill No. 82, entitled "An act providing screens for irrigating ditches."

Also Senate bill No. 154, entitled "An act to prohibit advertising treatment of certain diseases."

Also Senate bill No. 107, entitled "An act to establish and maintain a fish hatchery on the Humptulips river."

Also Senate bill No. 101, entitled "An act to define petit larceny and fixing penalty therefor."

Also Senate bill No. 121, appropriating \$6000 for the Florence Crittenton home, etc.

Also Senate bill No. 60, donating to the city of Seattle all the shore lands of Green lake, etc.

Also Senate bill No. 68, empowering cities to collect poll taxes, etc.

Also House bill No. 219, entitled "An act amending an act defining forcible entry," etc.

Also House substitute bill No. 154, entitled "An act to secure and perpetuate liens upon chattels," etc.

Also House bill No. 177, entitled "An act amending the Code of Public Instruction," etc.

Also House bill No. 252, entitled "An act amending an act to provide for the establishment and creation of diking districts," etc.

Also House bill No. 99, entitled "An act amending an act providing for the incorporation of mutual fire insurance companies."

Also House bill No. 129, entitled "An act providing for the protection and health of employes in factories," etc.

Also House bill No. 262, entitled "An act creating a bureau of labor," etc.

Also House memorial No. 1, relating to the Quinault Indian reservation.

Also House bill No. 13, entitled "An act providing for the care of defective and feeble-minded youth," etc.

Also House bill No. 185, entitled "An act providing for the rate of interest to be paid on certain bonds of Island county," etc.

Also House substitute bill No. 6, entitled "An act to establish a railroad commission," etc.

Also House bill No. 203, entitled "An act relating to the incorporation of companies to build toll logging roads," etc.

Also Senate bill No. 233, entitled "An act appropriating \$10,000 for legislative expenses.."

The Senate has passed Senate bill No. 213, entitled "An act relating to licenses for the sale of beer."

Also Senate memorial No. 8, relating to the Olympic forest reserve.

And the same are herewith transmitted.

The Senate has concurred in House amendments to Senate bill No. 185, entitled "An act making appropriation for certain deficiencies," etc.

Also in House amendments to Senate bill No. 184, making appropriations for the salaries and expenses of the state board of control, etc.

J. W. LYSONS, Secretary of the Senate.

## SPECIAL ORDER.

House bill No. 396, providing for the office and appointment of chief deputy game warden and county game wardens.

Mr. Houston offered the following amendment:

Amend section 1 by inserting after the words "Section 1" as follows: "That hereafter the state fish commissioner shall not hold the office of state game warden. That there is hereby created the office of state game warden. That the Governor shall appoint one state game warden, who shall hold his office during the term of four years and shall receive a salary of fifteen hundred (\$1500) dollars per year, to be paid in monthly installments, by the state treasurer on warrant drawn by the state auditor, and shall be allowed his actual expenses of travel in the performance of his duty, not to exceed the sum of seven hundred and fifty (\$750) dollars in any one year; and no payment of salary or traveling expenses shall be made by the state treasurer, to said state game warden, except on certificate of the state auditor, that the vouchers of the state game warden are correct, that the services have been faith-

fully rendered, and the money for traveling expenses actually expended."

The amendment was lost.

Mr. Chas. Johnson offered the following amendments:

In place of section 14, substitute the following:

"Section 14. For the purpose of carrying out the provisions of this act the sum of five thousand dollars (\$5000) or so much thereof as may be necessary is hereby appropriated out of the game protection and propagation fund of the State."

Make section 14 section 15.

Amend the title by inserting the word "thereof" in line 3 of the printed bill, making an appropriation.

The amendments were adopted.

Mr. Benn offered the following amendment:

In line 2, section 2, strike out the word "April" and insert in lieu thereof the word "May."

The amendment was carried.

The clerk was ordered to correct the emergency clause, and make it read correctly.

Mr. J. B. Lindsley offered the following amendment:

Amend substitute section 14 by striking out of the fourth line the words "game protection and propagation fund" and insert in lieu thereof the words "fish hatchery fund."

Mr. Kellogg moved the previous question.

The motion carried.

The amendment offered by Mr. J. B. Lindsley was lost.

Mr. Reid moved that House bill No. 396 be recommitted to the Committee on Game and Game Fish.

The motion was carried.

House bill No. 291, an act relating to indigent soldiers and sailors.

On motion of Mr. Scott the rules were suspended, the second reading was considered the third, and House bill No. 291 was placed on final passage and passed the House by the following vote: Yeas 64, nays 1, absent or not voting 29.

Those voting yea were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Bolinger, Bowers, Bradley, Brown, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dobson, Doolittle, Erickson, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable,

Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Renick, Roberts, Roth, Rudene, Scott, Smith, Stilson, Strobridge, Twichell, Ulsh, Vilas, Weber, Weir, Williams and Mr. Speaker—64.

Mr. Ayer voted nay.

Those absent or not voting were: Messrs. Allen, Benn, Blaker, Booth, Clarke, Coate, Dawes, Dickson, Dyke, Eidemiller, Fancher, Irving, Keyes, Levin, Lyons, Maloney, McNicol, Morrill, Reid, Reiter, Rudio, Sheets, Shultz, Stevenson, Theurer, Todd, Van Slyke, Vogtlin, and Weatherford—29.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The speaker in open session signed Senate bills Nos. 233, 112, 182, 154, 107, 101, 121, 60 and 68.

### THIRD READING OF BILLS.

House bill No. 288, in relation to the recovery of damages for the death of a person.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 55, nays 17, absent or not voting 22.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Falconer, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Maloney, McGregor, Melcher, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roth, Rudene, Rudio, Scott, Smith, Stilson, Strobridge, Todd, Van Slyke, Vilas, and Weir—55.

Those voting nay were: Messrs. Bartlett, Bishop, Blackmore, Blaker, D. J. Davis, Eidemiller, Ericksen, Fancher, Harper, Hoch, Levin, McCoy, McVay, Roberts, Shultz, Twichell, and Weber—17.

Those absent or not voting were: Messrs. Allen, Booth, Clarke, Dawes, Fenton, Frostad, Houston, Irving, Keyes, Long, Lyons,



McNicol, Miller, Morrill, Sheets, Stevenson, Theurer, Ulsh, Vogtlin, Weatherford, Williams, and Mr. Speaker—22.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 3, regulating common carriers, fixing the maximum railroad passenger rates.

Mr. Kellogg moved that Senate bill No. 1 be substituted for House bill No. 3, and that Senate bill No. 1 be referred back to second reading for amendment.

The motion was carried.

Mr. Kellogg moved the adoption of the following amendments to Senate bill No. 1:

In line 1, section 1, of the printed bill, strike out the words "or other common carrier."

In lines 1 and 2, section 2, of the printed bill, strike out the words "or other common carrier."

In line 1, section 3, of the printed bill, strike out the words "or other common carrier."

In line 1, section 4, of the printed bill, strike out the words "or other common carrier."

In lines 11 and 12, section 2, of the printed bill, strike out the words "or other common carrier."

In line 14, section 2, of the printed bill, strike out the words "or other common carrier."

Amend title of Senate bill No. 1 to conform to the title of House bill No. 3, which reads:

"An act regulating and fixing the maximum railroad passenger rates in the State of Washington, and providing for the due enforcement and observance of the rates so fixed."

The amendments were adopted.

The bill was read the second time by sections and passed to third reading.

On motion of Mr. Kellogg the rules were suspended, the second reading was considered the third, and Senate bill No. 1 was placed on final passage and passed the House by the following vote: Yeas 59, nays 9, absent or not voting 26.

Those voting yea were: Messrs. Bassett, Benn, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Hoch, Hughes, Chas. Johnson, Lee A.

Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Roth, Rudene, Scott, Sheets, Smith, Stevenson, Stilson, Ulsh, Vilas, Vogtlin, Weber, and Williams—59.

Those voting nay were: Messrs. Bartlett, Bishop, Eidemiller, Griffin, Huxtable, Levin, Roberts, Todd, and Twichell—9.

Those absent or not voting were: Messrs. Allen, Ayer, Booth, Clarke, Dawes, Dyke, Fenton, Henderson, Houston, Irving, Keyes, Long, Lyons, Miller, Morrill, Reid, Reiter, Renick, Rudio, Shultz, Strobbridge, Theurer, Van Slyke, Weatherford, Weir and Mr. Speaker—26.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 240, an act to prevent fish-stealing.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 66, nays 2, absent or not voting 26.

Those voting yea were: Messrs. Bassett, Bishop, Blackmore, Blaker, Bolinger, Bradley, Byerly, Clarke, Coate, Crandall, D. J. Davis, Dawes, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hare, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobbridge, Twichell, Ulsh, Vilas, Weber, Williams, and Mr. Speaker—66.

Those voting nay were: Messrs. Minard and Todd—2.

Those absent or not voting were: Messrs. Allen, Ayer, Bartlett, Benn, Booth, Bowers, Brown, Crane, Geo. L. Davis, Dickson, Doolittle, Fancher, Hamilton, Huxtable, Irving, J. B. Lindsley, Lyons, Maloney, Miller, Morrill, Reid, Theurer, Van Slyke, Vogtlin, Weatherford, and Weir—26.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Todd and others demanded a call of the House.

The further call of the House was dispensed with.

House bill No. 241, providing for the protection of shrimp.

On motion of Mr. Benn the rules were suspended, the second reading was considered the third, and House bill No. 241 was placed on final passage and passed the House by the following vote: Yeas 52, nays 28, absent or not voting 14.

Those voting yea were: Messrs. Allen, Benn, Blackmore, Blaker, Bolinger, Booth, Bradley, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Doolittle, Dyke, Eidemiller, Erickson, Falconer, Fenton, Gleason, Griffin, Hare, Henderson, Houston, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Maloney, McCoy, McNicol, McVay, Minard, Moldstad, Olsen, Poyns, Reid, Roth, Shultz, Stevenson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weir, Williams, and Mr. Speaker—52.

Those voting nay were: Messrs. Bartlett, Bassett, Bishop, D. J. Davis, Dobson, Fancher, Frostad, Fulton, Hamilton, Harper, Hoch, Hughes, Huxtable, Chas. Johnson, Levin, McGregor, Melcher, Morgan, Ratcliffe, Reiter, Renick, Rudene, Rudio, Scott, Smith, Stilson, Ulsh and Weber—28.

Those absent or not voting were: Messrs. Ayer, Bowers, Brown, Clarke, Irving, Long, Lyons, Miller, Morrill, Roberts, Sheets, Strobridge, Theurer, and Weatherford—14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. J. B. Lindsley moved that all bills passed today, or during the rest of the session, unless notice of re-consideration be given, be immediately transmitted to the Senate.

The motion prevailed.

Mr. Dickson moved that the House concur in Senate amendments to House bill No. 157.

The House at 3:45 p. m. took a recess until 7 p. m.

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#### EVENING SESSION.

The speaker called the House to order at 7 p. m.

Roll call showed all members present except Messrs. Doolittle, Dyke, Fenton, Levin, Lyons, Scott, Theurer and Weatherford.

## SENATE AMENDMENTS.

The House concurred in Senate amendments to House bill No. 157, by the following vote: Yeas 61, nays 0, absent or not voting 33.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Coate, Crandall, Crane, D. J. Davis, Dawes, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Hare, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Rudene, Sheets, Shultz, Smith, Stevenson, Stilson, Strobbridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—61.

Those absent or not voting were: Messrs. Bishop, Booth, Byerly, Clarke, Geo. L. Davis, Dickson, Doolittle, Dyke, Fenton, Gleason, Griffin, Hamilton, Houston, Huxtable, Irving, Lee A. Johnson, Kellogg, Keyes, Levin, Lyons, Maloney, McCoy, McGregor, McNicol, Morgan, Morrill, Poyns, Roberts, Roth, Rudio, Scott, Theurer, and Weatherford—33.

## SPECIAL ORDER.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 20, 1905.

MR. SPEAKER:

We, your Committee on Privileges and Elections, to whom was referred House bill No. 306, entitled "An act relating to elections, providing for the nomination of candidates for public office by direct vote, and prescribing penalties for the violation thereof," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass when amended as follows:

In section 1, line 1 of printed bill, line 2 of original bill, insert immediately after the word "nominated," the words "by political parties."

Add at the end of section 1 the words "United States Senators, Congressmen, or State officers."

In line 1 of section 2, strike out the words "state, district, and," and substitute therefor the words "members of the State legislature, judges of the Superior Court." In the same line, insert between the words "county" and "officers," the words "and precinct." In the same line,

after the word "officers," strike out the words "and United States Senators."

Section 6, strike out the first sentence, being down to and including the word "district."

Section 8, line 6, being line 11 of the original bill, strike out, beginning with the word "candidates," down to the words "state legislators." Insert after the words "state legislators" the words "judges of the superior court." Insert after the word "county" the word "precinct."

Section 12. Strike out section 12, and substitute therefor the following:

"The inspectors and judges of election shall be appointed and designated in the manner provided by said general election law, at least ten days prior to the primary election day, and they shall perform similar duties and have similar powers with reference to said primary election as like officers have with reference to the general election: *Provided*, That one of the judges may act and perform the duties of clerk of election: *And provided further*, That the members of each political party in any precinct entitled to participate in the primary election, may in open meeting held at least fifteen days before such primary election select a member of that party who is a duly qualified elector to act as judge of the primary election and certify the name of the judge so selected to the board of county commissioners or the city council, whose duty it is to appoint the election officers, and such person shall be appointed and designated as a judge or inspector for that precinct, and no fees shall be allowed or paid from the public funds for the services of any serving as a judge, inspector or clerk at a primary election, but nothing herein shall prevent the voluntary contribution of members of any political party to remunerate the services of primary election officers."

Section 21. Amend by adding thereto the following:

"The persons whose names are so placed in said certificate of nomination shall be and constitute the nominees of the several political parties in which they are candidates, and such names shall be printed upon the official ballot prepared for the ensuing election, in like manner as if such persons had been duly nominated by a party convention of delegates, with a certificate thereof filed as required by said general election law. No names of candidates of any political party which is required to make nominations under this act for officers to be voted for wholly within such county shall be placed upon the official election ballot unless such candidates have been chosen in accordance with this act; except in cases of a vacancy occasioned by the death, removal or resignation of any candidate so chosen or arising otherwise, and in such event, the campaign or party committee of the same political party, or if there be no such committee, then a convention of such party may fill such vacancy, the name of such new candidate to be certified under

oath to the county auditor by the chairman and secretary of such committee or convention."

Sec. 23. Amend by striking out all after the word "voter" in line 9.

Strike out all of section 26.

On page 7 of the printed bill, strike out that part of the form for ballot containing the list of offices and candidates, and substitute therefor the following form (being the right hand column of the form proposed on page 4 of House bill No. 265):

LEGISLATIVE.	
State Senator .....	District
	Vote for One
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
Member of House of Representatives.....	District
	Vote for One
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
Justice of the Peace .....	Vote for One
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
Constable .....	Vote for One
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	

Judges Superior Court	Vote for
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	

## COUNTY.

County Clerk	Vote for One
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	

Treasurer	Vote for One
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	

Sheriff	Vote for One
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	

Coroner	Vote for One
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	

Prosecuting Attorney	Vote for One
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	

County Auditor	Vote for One
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
Surveyor	Vote for One
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
Superintendent of Schools	Vote for One
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	
JOHN DOE.....	

Amend the title of the act so as to read: "An act providing for the nomination of party candidates by direct vote."

H. L. STROBRIDGE, Chairman.

We concur in this report: Elmer E. Todd, D. Hoch, Joseph B. Lindsay, Geo. T. Reid.

Mr. Todd offered the following amendment to the committee amendment:

Amend the amendment in section 1, by striking out the period at the end of the amendment, and inserting a comma and adding "other than members of the legislature and judges of the superior court."

The amendment was adopted.

Mr. Todd moved to strike out the word "State" in line 13 of section 6.

The amendment was adopted.

Mr. Gleason offered the following amendment:

Amend section 9 by inserting after the word "State" in line 2 of the printed bill the word "respectively."

Insert after the word "parties" in line 3 of the printed bill the words "in said respective counties."

The amendment was adopted.



Mr. Hare offered the following amendment:

In section 7, strike out everything after the word "declaration" in line 9, up to and including "therein," in line 14.

The amendment was adopted, and the committee amendments were adopted.

On motion of Mr. Roth the rules were suspended, the second reading was considered the third, and House bill No. 306 was placed on final passage and passed the House by the following vote: Yeas 52, nays 29, absent or not voting 13.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Blackmore, Bolinger, Booth, Bradley, Byerly, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Gleason, Harper, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, J. B. Lindsley, N. E. Linsley, Maloney, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roth, Rudene, Rudio, Sheets, Smith, Strobridge, Todd, Ulsh, Van Slyke, Vilas, and Vogtlin—52.

Those voting nay were: Messrs. Bishop, Blaker, Bowers, Brown, Clarke, Coate, Crandall, Dobson, Fenton, Fulton, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Irving, Kellogg, Keyes, Lambert, Long, Morrill, Roberts, Shultz, Stevenson, Weber, Weir, Williams, and Mr. Speaker—29.

Those absent or not voting were: Messrs. Allen, Doolittle, Dyke, Levin, Lyons, McCoy, McNicol, Morgan, Scott, Stilson, Theurer, Twichell, and Weatherford—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 6, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 13: "An act providing for the care of defective and feeble-minded youth, establishing an institution therefor, providing for the construction of buildings, making an appropriation, and declaring an emergency."

House bill No. 99: "An act to amend chapter ninety-seven of the Session Laws of 1903, being 'An act providing for the incorporation and regulation of mutual fire insurance companies.'"

House substitute bill No. 154: "An act to secure and perpetuate liens upon chattels for labor, skill and material expended thereon, and providing for the enforcement thereof."

House bill No. 185: "An act providing for the rate of interest to be paid on certain bonds of Island county, and owned by the State of Washington."

House bill No. 203: "An act relating to the incorporation, management and powers of companies having for their object the building of toll logging roads, chutes, waterways and other ways for the transportation of logs and other timber products, and conferring upon such companies the power of eminent domain, and declaring an emergency."

House Bill No. 252: "An act to amend sections three and twenty-seven of an act entitled 'An act to provide for the establishment and creation of diking districts, and the construction and maintenance of a system of dikes, and to provide the means of payment thereof, and declaring an emergency,' approved March 20, 1895."

A. N. BROWN, Private Secretary.

The House adjourned at 8:15 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

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## FIFTY-EIGHTH DAY.

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### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., Tuesday, March 7, 1905. }  
10 o'clock.

The speaker called the House to order at 10 a. m.

Roll call showed all members present except Messrs. Booth, Ratcliffe, Theurer and Weatherford.

Rev. A. G. Sawin offered prayer.

On motion of Mr. Williams the reading of the journal was dispensed with, and the same was ordered approved as if read.

### REPORTS OF STANDING COMMITTEES.

Senate bill No. 243: Recommend it do pass as amended.

Senate bill No. 193: Recommend it do pass as amended.

Senate bill No. 23: Recommend it do pass as amended.

Senate bill No. 224: Recommend it do pass as amended.

Senate bill No. 198: Recommend it do pass.

House bill No. 396: Recommend it do pass, and be placed on third reading.

Senate bill No. 130: Majority report recommends it do not pass.

Senate bill No. 130: Minority report recommends it do pass.

House bill No. 387: Majority report recommends it do pass.

House bill No. 387: Minority report recommends it be indefinitely postponed.

Senate bill No. 228: Majority report recommends it be indefinitely postponed.

Senate bill No. 228: Minority report recommends it do pass as amended.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., March 7, 1905.

MR. SPEAKER:

The president has signed Senate bill No. 184, entitled "An act making appropriations for the salaries of the state board of control," etc.

Also Senate bill No. 177, creating the county of Benton, etc.

Also Senate memorial No. 3, relating to the improvement of the Pend d'Oreille river, etc.

Also Senate memorial No. 4, relating to the irrigation of certain lands in Stevens county.

Also Senate memorial No. 6, relating to the Olympic forest reserve near the Docewallups river.

And the same are herewith transmitted.

The Senate has reconsidered the vote by which it concurred in House amendments to Senate bill No. 185, entitled "An act making appropriations for certain deficiencies," and has refused to concur in the House amendments to said bill. The House is requested to recede from its amendments, and Senate bill No. 185 is herewith transmitted.

The Senate has passed House bill No. 36, entitled "An act creating a state board of tax commissioners," with the following amendments:

Strike out sixth sub-division in section 2, and re-number sub-divisions.

Add as section 3 the following: "The members of the state board of tax commissioners shall be ex-officio members of the state board of equalization and the secretary of the state board of tax commissioners shall be the secretary to the state board of equalization."

In line 9, section 6, of the printed bill, strike out the words "secretary and clerks if any."

In line 10, same section, strike out the words "which shall include the cost only of transportation."

Also Senate bill No. 167, entitled "An act regulating the production and disposal of milk," etc.

Also Senate concurrent resolution No. 22, relating to the appointment of a joint committee to visit the Lewis and Clark Exposition..

And the same are herewith transmitted.

Also Senate bill No. 196, entitled "An act to amend an act relating to the creation of a state oyster commission," etc.

Also Senate bill No. 238, relating to the duties of county officers, etc.

The Senate has passed House bill No. 140, entitled "An act concerning wages of labor and amending the law," etc., with the following amendments:

In line 3, section 1, of the printed bill, strike out the words "so as."

In line 15, section 1, of the printed bill, strike out the word "the" between the words "at" and "banks."

In line 16, section 1, of the printed bill, strike out the words "of business of the employer."

In line 24, section 1, of the engrossed bill, strike out the words "state of employment" and insert in lieu thereof the words "county where the labor was performed: *Provided*, Such order may be given payable in any other county when the place of payment is more convenient of access to the employe."

Also House bill No. 130, prohibiting live stock from running at large.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## FIRST READING OF SENATE BILLS.

Senate bill No. 213: An act relating to licenses for the sale of beer.

Referred to the Committee on Rules and Order.

Senate memorial No. 8: Relating to the Olympic forest reserve.

Referred to the Committee on Rules and Order.

Mr. Reid moved that all Senate bills reported hereafter be referred to the Committee on Rules and Order.

The motion prevailed.

Mr. Chas. Johnson moved that House bill No. 396 and Senate bill No. 180 be made a special order for this evening at 7:30.

The motion prevailed.

Senate concurrent resolution No. 22, relative to the appointment of a joint committee to visit the Lewis and Clark Centennial and American Pacific Exposition and Oriental Fair, was referred to the Committee on Rules.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 28, 1905.

MR. SPEAKER:

We, a minority of your Committee on Roads and Bridges, to whom was referred House bill No. 339, entitled "An act in relation to payment of road, bridge and property taxes, division of counties into road districts and repealing all acts in conflict herewith," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

A. S. MELCHER.  
D. P. BOWERS.  
CHAS. JOHNSON.  
WM. H. WEBER.  
W. O. LONG.  
J. L. HARPER.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 28, 1905.

MR. SPEAKER:

We, a majority of your Committee on Roads and Bridges, to whom was referred House bill No. 339, entitled "An act in relation to payment of road, bridge and property taxes, division of counties into road districts and repealing all acts in conflict herewith," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

W. H. CLARKE, Chairman.

We concur in this report: A. M. Blaker, Wm. Coate, Jno. H. Sheets, L. N. Griffin, J. A. Ulsh, Andrew Olsen, W. J. Dyke, J. M. Stevenson.

Mr. Kenoyer moved that the majority report be adopted.

Mr. Ulsh moved to amend that the minority report be adopted. The amendment was lost.

Mr. Geo. L. Davis offered the following amendment:

Section 1, line 4, after the word "of," strike out the word "four" and insert the word "two."

The amendment was adopted.

Mr. Gleason moved that the House resolve itself into a Committee of the Whole for the consideration of House bill No. 339.

The motion prevailed.

The speaker called Mr. Vilas to the chair.

The committee arose and reported progress.

Mr. Kellogg moved that the House resolve itself into a Committee of the Whole for the further consideration of House bill No. 339.

The Committee of the Whole arose and recommended that House bill No. 339 do pass with the following amendments, and that it be immediately considered.

Amend section 1, line 6, beginning with the word "Provided," strike out balance of section.

Amend section 7, line 3, after the word "districts," by inserting the words "not to exceed thirty in number."

Amend section 8, line 7, by striking out the word "ten," and insert in lieu thereof the word "twenty-five."

Strike out the word "may," in line 8 of section 8, and insert in lieu thereof the word "shall."

Amend section 11, line 4, after the word "commissioners," by adding "Provided, That any county not appointing more than four road overseers, such overseers may receive a compensation not exceeding four dollars per day."

Amend line 9, section 13, by striking out "\$150" and insert "\$300"; also in line 6, same section, strike out "\$150" and insert "\$300."

Amend by striking out, in section 11, line 3, the figures "\$2.50," and insert in lieu thereof "\$3.00" when road district exceeds over four in each county."

Amend section 15, line 4, after the word "situated," by inserting the words "in proportion to the assessed valuation thereof."

Amend line 1, section 15, by inserting the word "and" before the word "districts."

In line 4, section 16, insert the word "for" after the word "provided."

The amendments of the Committee of the Whole were adopted.

House bill No. 341, relating to the duties of state treasurer and fixing his salary.

Mr. Falconer offered the following amendment:

Add after the word "office," in line 11, section 1 of the printed bill, the following: "and said treasurer is hereby required to charge and receive from such banking institutions, for the credit of the various funds deposited therein, interest thereon at a rate not less than one

and one-half per cent per annum on the average daily balances of said funds."

The amendment was adopted.

Mr. Vilas offered the following amendment:

Amend line 10, section 1, of the printed bill, after the word "stock," by adding "surplus and undivided profits."

The amendment was lost.

Mr. Gleason offered the following amendment:

Strike out in lines 10 and 11, section 1, all after the word "association," down to and including the word "office" in line 11.

The amendment was adopted.

On motion of Mr. Falconer the rules were suspended, the second reading was considered the third, and House bill No. 341 was placed on final passage and passed the House by the following vote: Yeas 71, nays 2, absent or not voting 21.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Gleason, Griffin, Hare, Harper, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudió, Scott, Sheets, Smith, Stilson, Strobridge, Todd, Ulsh, Van Slyke, Vogtlin, Weber, Williams, Mr. Speaker—71.

Those voting nay were: Messrs. Benn and Hamilton—2.

Those absent or not voting were: Messrs. Ayer, Bishop, Blackmore, Clarke, Coate, Dyke, Fenton, Fulton, Henderson, Huxtable, Keyes, Lyons, Miller, Poyns, Shultz, Stevenson, Theurer, Twichell, Vilas, Weatherford, Weir—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## MESSAGES FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 6, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 177: An act amending sections 215, 220, 221, 222 and 223 of the Code of Public Instruction, relating to the normal schools.

House bill No. 219: An act amending sections three, five, eleven and twelve of an act entitled "An act defining forcible entry, forcible detainer and unlawful detainer of real property, and providing remedies therefor by summary proceedings," approved March 7, 1891.

House bill No. 129: An act providing for the protection and health of employes in factories, mills or workshops, where machinery is used, and providing for suits to recover damages sustained by the violation thereof, and repealing an act entitled "An act providing for the protection of employes in factories, mills or workshops where machinery is used, and providing for the punishment of the violation thereof," approved March 6, 1903, and repealing all other acts or parts of acts in conflict herewith.

House bill No. 262: An act to amend sections one and eight of an act entitled "An act creating a bureau of labor, defining its duties, abolishing the office of assistant labor and factory, mill and railway inspector, repealing chapter XXIX of the laws of 1897; making an appropriation, and declaring an emergency," approved March 16, 1901.

A. N. BROWN, Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 7, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved House substitute bill No. 6, entitled:

"An act to establish a railroad commission for the State of Washington, whereby discrimination and extortion in railroad and express charges may be prevented and reasonable and just freight and passenger service and tariff may be corrected and established, to authorize the commission to make all necessary rules and regulations for its government, and the carrying into effect the provisions of this act; to give to said commission the power to regulate the sale of railroad tickets, and to correct and provide charges for hauling loaded or empty cars, proper trackage, proper train service, sufficient freight and passenger rooms, and just and reasonable joint rates and demurrage charges; to prescribe penalties for the violation of this act, and to provide means and rules for its proper enforcement, and making an appropriation therefor."

A. N. BROWN, Private Secretary.

The House took a recess at noon until 2 p. m.



## AFTERNOON SESSION.

The house was called to order by the speaker at 2 o'clock.

Roll call showed all members present except Messrs. Bassett, Blaker, Theurer and Weatherford.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 6, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bills Nos. 320, 329, 313, 371, 107, 367, 210, 97, 230, 307, 281, 272, 361, 21, 287, 208, 294, 299, 292, and 372, have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

LEE VAN SLYKE, Chairman.

We concur in this report: K. P. Frostad, C. E. Vilas, E. D. Reiter, E. A. Blackmore, Frank Allen, Frank H. Renick.

## MESSAGE FROM STATE TREASURER.

STATE OF WASHINGTON, OFFICE OF STATE TREASURER,  
OLYMPIA, WASH., March 7, 1905.

*To the House of Representatives, Legislature of Washington:*

GENTLEMEN: In compliance with your request for certain information regarding the state funds, I have the honor to report as follows:

*First.* The moneys in the hands of the state treasurer at the end of each quarter year during the last two years, were as follows:

March 31, 1903.....	\$1,364,195.84
June 30, 1903.....	1,497,179.83
September 30, 1903.....	969,613.29
December 31, 1903.....	746,428.01
March 31, 1904.....	1,080,438.84
June 30, 1904.....	1,152,607.09
September 30, 1904.....	1,014,057.06
December 31, 1904.....	764,819.40
March 7, 1905.....	*703,376.87

*Second* There is nothing in my office to indicate where the funds have been deposited at any time in the past. At the present time the

\*This is the amount of cash in the hands of the state treasurer at the present time

business of my office is done through the Capital National Bank of Olympia, which, under my direction, has placed deposits of state funds in institutions in Seattle, Tacoma, Bellingham, Spokane, Everett, and other places. The institutions receiving these deposits of state funds, through the Capital National Bank, pay no interest on same, either to the State, the Capital National Bank, or any person whatsoever. The amount now on deposit, as indicated, is \$693,351.82.

In regard to this method of transacting the business of my office, I desire to state, that my very first consideration must be the absolute safety of the funds on hand. I have considered it infinitely safer to deposit the funds in the manner above indicated, than make the deposits in institutions, outside of Olympia, direct from the treasurer's office. The distribution of the funds over the State is made under my direction, and the Capital National Bank is responsible to the treasurer for their safety.

I desire to state further, that I am under no obligation, whatsoever, to favor any particular institution in this State in the matter of the deposit of the public funds.

*Third.* The only interest-bearing warrants now outstanding are the capitol building warrants, which amount, in the aggregate, to \$515,841.60. These warrants do not constitute a debt against the State, but against the capitol lands, and are payable, after such lands shall have been sold.

*Fourth.* I do not know of any interest that has been paid to the State, by any institution, upon state funds deposited therein.

*Fifth.* Since assuming the duties of state treasurer, on January 11th, my time has been so thoroughly occupied with the routine work of my office, that I have not considered, at all, whether any portion of the state funds can be, by me, deposited in absolutely sound and responsible banking institutions, that would be willing to pay interest for the use of the same. I do not even know what the practice of the banks is, respecting the payment of interest, if any, on average daily balances, or on time deposits.

Yours very respectfully,

GEO. G. MILLS, State Treasurer.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 7, 1905.

### MR. SPEAKER:

The Senate has indefinitely postponed House bill No. 290, entitled "An act relating to the liability of a bank to a depositor in case of forgery."

Also House bill No. 258, providing for the formation of banking corporations and for the appointment of bank commissioner.

The Senate has passed Senate bill No. 232, entitled "An act to prevent the procreation of weak and diseased children."

And the same is herewith transmitted.

J. W. Lysons, Secretary of the Senate.

### FIRST READING OF SENATE BILLS.

Senate bill No. 167: An act regulating the production and sale of milk, cream, etc.

Referred to the Committee on Rules and Order.

Senate bill No. 196: An act to amend an act creating a state oyster commission.

Referred to the Committee on Rules of Order.

Senate bill No. 238: An act amending section 2, and adding sections 4 and 5, relating to the duties of county assessors, county auditors, county surveyors and county commissioners in certain cases.

Referred to the Committee on Rules and Order.

Senate concurrent resolution No. 22: Relating to the appointment of a committee to visit the Lewis and Clark Exposition.

Referred to the Committee on Rules and Order.

Mr. McCoy moved that the House recede from its amendments to Senate bill No. 185.

The motion was carried.

Mr. Reid moved that the House concur in the Senate amendments to House bill No. 36.

The motion carried by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Blackmore, Bolinger, Bradley, Brown, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McNicol, McVay, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Scott, Sheets, Smith, Stevenson, Stilson, Todd, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, Mr. Speaker—74.

Those absent or not voting were: Messrs. Bishop, Blaker, Booth, Bowers, Clarke, D. J. Davis, Dawes, Levin, Lyons, McGregor, Melcher, Poyns, Reiter, Rudio, Shultz, Strobridge, Theurer, Twichell, Van Slyke, Weatherford—20.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 7, 1905.

MR. SPEAKER:

The president has signed Senate memorial No. 7, urging the national congress to grant certificates of merit for gallant conduct rendered by certain Indian war veterans of 1856.

The Senate has passed Senate bill No. 229, entitled "An act to prevent fraud upon travellers," etc.

Also Senate bill No. 237, authorizing the execution on the part of the State of Washington of appeal bonds.

Also Senate bill No. 203, authorizing the use of certain deficiency certificates, etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 7, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred House bills Nos. 157 and 130, have compared the same with the engrossed bills and find them correctly enrolled.

Respectfully submitted,

S. W. FENTON, Chairman.

We concur in this report: W. H. Hughes, John A. Fancher.

Mr. Roth moved that the House consider House bill No. 347 on third reading.

The motion was carried.

## THIRD READING OF BILLS.

House bill No. 347, authorizing the Governor to appoint three persons to report the condition of the state, school and granted lands.

The bill as engrossed was read the third time and placed on

final passage and passed by the following vote: Yeas 67, nays 6, absent or not voting 21.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bishop, Bowers, Bradley, Brown, Clarke, Crane, D. J. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Kellogg, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Weber, Weir, Williams, Mr. Speaker—67.

Those voting nay were: Messrs. Byerly, Crandall, Geo. L. Davis, Dyke, Falconer, Kenoyer—6.

Those absent or not voting were: Messrs. Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Coate, Dickson, Huxtable, Lee A. Johnson, McNicol, Minard, Poyns, Reiter, Stevenson, Strobridge, Theurer, Van Slyke, Vilas, Vogtlin, Weatherford—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 208, to provide for the purchase of additional land adjoining the grounds of the state reform school.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yes 49, nays 10, absent or not voting 35.

Those voting yea were: Messrs. Allen, Ayer, Benn, Bishop, Blackmore, Blaker, Bowers, Brown, Byerly, Crane, D. J. Davis, Dawes, Dobson, Dyke, Falconer, Fenton, Fulton, Gleason, Griffin, Hamilton, Henderson, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, Long, McCoy, McGregor, McVay, Melcher, Miller, Olsen, Reid, Roberts, Rudio, Smith, Stilson, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Williams, Mr. Speaker—49.

Those voting nay were: Messrs. Bartlett, Geo. L. Davis, Doolittle, Ericksen, Hare, Harper, Maloney, Minard, Moldstad, Scott—10.

Those absent or not voting were: Messrs. Bassett, Bolinger, Booth, Bradley, Clarke, Coate, Crandall, Dickson, Eidemiller, Fancher, Frostad, Hoch, Houston, Huxtable, Keyes, Levin, N. E.

Linsley, Lyons, McNicol, Morgan, Morrill, Poyns, Ratcliffe, Reiter, Renick, Roth, Rudene, Sheets, Shultz, Stevenson, Strobridge, Theurer, Van Slyke, Weatherford, Weir—35.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Kellogg moved that Senate bill No. 237 be substituted for House bill No. 376 on the calendar.

The motion prevailed.

Senate bill No. 237, authorizing the execution on behalf of the State of bonds in judicial proceedings.

The rules were suspended and the bill was read the second time by title.

On motion of Mr. Kellogg the rules were further suspended, the reading had was considered the third and Senate bill No. 237 was placed on final passage and passed the House by the following vote: Yeas 66, nays 0, absent or not voting 28.

Those voting yea were: Messrs. Allen, Ayer, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Erickson, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Roberts, Rudene, Scott, Smith, Stilson, Twichell, Ulsh, Van Slyke, Vilas, Weber, Williams, Mr. Speaker—66.

Those absent or not voting were: Messrs. Bartlett, Bassett, Bowers, Clarke, Coate, Crandall, D. J. Davis, Dyke, Eidemiller, Falconer, Fancher, Huxtable, Irving, McNicol, Morrill, Poyns, Renick, Roth, Rudio, Sheets, Shultz, Stevenson, Strobridge, Theurer, Todd, Vogtlin. Weatherford, Weir—28.

The emergency clause passed the House by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Messrs. Allen, Ayer, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Coate, Crane, D. J. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Erickson, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston,

Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McVay, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Roberts, Rudene, Scott, Sheets, Smith, Stilson, Strobridge, Twichell, Ulsh, Van Slyke, Vilas, Weber, Williams, Mr. Speaker—71.

Those absent or not voting were: Messrs. Bartlett, Bassett, Bowers, Clarke, Crandall, Geo. L. Davis, Dyke, Fancher, Irving, Lyons, McNicol, Melcher, Poyns, Renick, Roth, Rudio, Shultz, Stevenson, Theurer, Todd, Vogtlin, Weatherford and Weir—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 168, to promote the fruit growing and horticultural interests of the State.

On motion of Mr. Lee A. Johnson the rules were suspended, the second reading was considered the third, and House bill No. 168 was placed on final passage and passed the House by the following vote: Yeas 57, nays 5, absent or not voting 32.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Byerly, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Ericksen, Fenton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McVay, Melcher, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Roberts, Rudene, Scott, Sheets, Smith, Stilson, Twichell, Ulsh, Van Slyke, Vilas, Weber, Williams, Mr. Speaker—57.

Those voting nay were: Messrs. Falconer, Frostad, Fulton, Levin, J. B. Lindsley—5.

Those absent or not voting were: Messrs. Ayer, Bartlett, Bowers, Brown, Clarke, Coate, Crandall, Dawes, Dyke, Eidemiller, Fancher, Hoch, Houston, Irving, Kellogg, Keyes, McNicol, Miller, Morgan, Morrill, Poyns, Renick, Roth, Rudio, Shultz, Stevenson, Strobridge, Theurer, Todd, Vogtlin, Weatherford, Weir—32.

The clerk was ordered to strike out the emergency clause.

There being no objections, the title of the bill, without the emergency clause, was ordered to stand as the title of the act.

Mr. Reiter was called to the chair.

House bill No. 323, an act for the protection of bicycle paths.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 56, nays 5, absent or not voting 33.

Those voting yea were: Messrs. Allen, Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Bradley, Byerly, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McVay, Melcher, Minard, Olsen, Ratcliffe, Reiter, Rudio, Scott, Sheets, Shultz, Twichell, Ulsh, Vilas, Vogtlin, Weber, and Mr. Speaker—56.

Those voting nay were: Messrs. Crandall, Hare, Miller, Reid, and Roberts—5.

Those absent or not voting were: Messrs. Ayer, Bartlett, Bishop, Bowers, Brown, Clarke, Eidemiller, Fenton, Houston, Irving, Lee A. Johnson, Kellogg, Kenoyer, Levin, Maloney, McNicol, Moldstad, Morgan, Morrill, Poyns, Renick, Roth, Rudene, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Van Slyke, Weatherford, Weir, and Williams—33.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 377, to prevent the acceptance of gifts by agents, employes and officers.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 52, nays 0, absent or not voting 42.

Those voting yea were: Messrs. Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Bradley, Byerly, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Harper, Henderson, Hoch, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McVay, Melcher, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Rudene, Rudio, Shultz, Twichell, Ulsh, Vilas, Weber, and Mr. Speaker—52.

Those absent or not voting were: Messrs. Allen, Ayer, Bartlett, Bishop, Bowers, Brown, Clarke, Coate, Crandall, Crane, Dickson,



Eidemiller, Fenton, Hamilton, Hare, Houston, Huxtable, Irving, Kenoyer, Levin, Maloney, McNicol, Miller, Morgan, Morrill, Poyns, Renick, Roberts, Roth, Scott, Sheets, Smith, Stevenson, Stilson, Strobridge, Theurer, Todd, Van Slyke, Vogtlin, Weatherford, Weir, and Williams—42.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 372, regulating the keeping and deposit of public funds by county treasurers.

Mr. Reid moved that the rules be suspended, and House bill No. 372 be returned to second reading for amendment.

The motion prevailed.

Mr. Reid offered the following amendment:

Strike out the word "April" in line 1, section 1, and substitute in lieu thereof the word "July."

The amendment was adopted.

Mr Reid moved that the rules be suspended, and House bill No. 372 be advanced to third reading.

The motion prevailed.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 67, nays 0, absent or not voting 27.

Those voting yea were: Messrs. Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Byerly, Coate, Crandall, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Roberts, Rudene, Rudio, Sheets, Shultz, Smith, Stilson, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, and Weber—67.

Those absent or not voting were: Messrs. Allen, Ayer, Bartlett, Benn, Bowers, Brown, Clarke, Crane, D. J. Davis, Gleason, Irving, Lyons, McNicol, Morgan, Morrill, Poyns, Renick, Roth, Scott, Stevenson, Strobridge, Theurer, Todd, Weatherford, Weir, Williams, and Mr. Speaker—27.

There being no objections the title of the bill was ordered to stand as the title of the act.

House bill No. 260, to provide for the selection, survey, management, and disposition of the state's granted, school, tide, oyster and other lands.

Mr. Roth moved that the rules be suspended, and House bill No. 260 be returned to second reading for amendment.

The motion was carried.

Mr. Roth offered the following amendment:

After the word "thereof," in line 14, section 1, add the following: "or any general fund warrants of the State of Washington."

Mr. Crandall offered the following amendment to Mr. Roth's amendment:

Add to the amendment the words "and capitol fund warrants."

Mr. Dawes offered the following motion:

Insert the above amendment in line 12, after the word "bonds."

Mr. Roth moved that House bill No. 260 be laid over till tomorrow, and retain its place on the calendar.

The motion was carried.

The speaker in open session signed Senate bills Nos. 184 and 177, Senate memorial No. 3, Senate memorial No. 4, Senate memorial No. 6, and Senate memorial No. 7.

The House took a recess at 4:15 till 7:30 p. m.

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## EVENING SESSION.

The speaker called the House to order at 7:30 p. m.

Roll call showed all members present except Messrs. Bartlett, Blaker, Houston, Lyons, Morrill, Poyns, Theurer, and Weatherford.

## SPECIAL ORDER.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 3, 1905.

**MR. SPEAKER:**

We, your Committee on Game and Game Fish, to whom was referred Senate bill No. 180, entitled, "An act establishing hunters' licenses, and providing for the disposition of moneys collected under the pro-

visions thereof," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend title by inserting after the word "thereof" the words "creating a state fund." Add to title a comma in place of period, and the words "and declaring an emergency."

In line 22, section 1 of printed bill, strike out the words "general fund," and insert in lieu thereof "game protection and propagation fund."

In place of section 2 substitute the following:

"Section 2. There is hereby created a state fund, which shall be known as the "game protection and propagation fund," and shall be used only for the protection and propagation of game animals, game birds and game fish, in this State."

Make section 2 to read section 3.

Add section 4, as follows:

"Section 4. An emergency exists and this act shall take effect immediately upon passage and approval."

CHAS. JOHNSON, Chairman.

We concur in this report: H. C. Fulton, N. E. Linsley, Andrew Olsen, W. O. Long, K. P. Frostad.

Mr. Dickson offered the following amendment:

Amend section 1, line 18, by striking out the word "State," and inserting the word "county."

The amendment was carried.

Mr. J. B. Linsley offered the following amendment:

Amend by striking out of line 13 of section 1 of the printed bill, the word "five," and insert in lieu thereof the word "two."

Mr. Maloney offered to amend the amendment, by changing the word "two" to "three."

The amendment to the amendment was lost.

The original amendment was lost.

Mr. Dickson offered the following amendment:

Amend section 2 by striking out the words "game fish."

The amendment was lost.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 180 was passed to third reading.

On motion of Mr. Dickson the rules were suspended, the second reading was considered the third, and Senate bill No. 180 was placed on final passage and passed the House by the following vote: Yeas 61, nays 21, absent or not voting 12.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bradley, Brown, Byerly, Clarke, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Harper, Henderson, Hoch, Hughes, Irving, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Long, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Morgan, Olsen, Reiter, Renick, Roth, Scott, Shultz, Strobridge, Todd, Twichell, Ulsh, Vilas, Weber, Weir, Williams, and Mr. Speaker—61.

Those voting nay were: Messrs. Coate, Crandall, Eidemiller, Griffin, Hamilton, Hare, Huxtable, Lee A. Johnson, J. B. Lindsley, Moldstad, Ratcliffe, Reid, Roberts, Rudene, Rudio, Sheets, Smith, Stevenson, Stilson, Van Slyke, and Vogtlin—21.

Those absent or not voting were: Messrs. Ayer, Bartlett, Blaker, Bowers, Dawes, Houston, Lyons, McNicol, Morrill, Poyns, Theurer, and Weatherford—12.

There being no objections the title of the bill as amended was ordered to stand as the title of the act.

House bill No. 396, providing for the office and appointment of chief deputy game warden and county game wardens.

Mr. Twichell offered the following amendments:

Amend section 6, line 5, by striking out the word "snipe."

Also amend line 8, same section, by striking out the words "and snipe," and by inserting before the word "brant" the word "and."

The amendments were adopted.

Mr. J. B. Lindsley offered the following amendment:

Strike out all of section 1.

The amendment was lost.

Mr. Twichell offered the following amendment:

Add to section 1 the following:

"The duties of the chief deputy game warden shall be to enforce all the provisions of law in reference to the protection of game and to prosecute all violations of law in reference thereto, to direct and supervise all acts of county and special deputy game wardens, and to use all lawful ways and means to protect game and to encourage and secure the propagation thereof."

The amendment was adopted.

Mr. Rudene offered the following amendment:

Amend section 2, line 3, by striking out the words "one hundred," and insert in lieu thereof "two hundred resident freeholders."

The amendement was lost.

On motion of Mr. Dickson the rules were suspended, the second reading was considered the third, and House bill No. 396 was placed on final passage and passed the House by the following vote: Yeas 60, nays 23, absent or not voting 11.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bolinger, Booth, Bowers, Brown, Byerly, Clarke, Crane, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Long, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Morgan, Olsen, Reiter, Renick, Roth, Shultz, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Weir, Williams, and Mr. Speaker—60.

Those voting nay were: Messrs. Bishop, Blackmore, Coate, D. J. Davis, Fancher, Griffin, Hamilton, Hare, Lee A. Johnson, J. B. Lindsley, McNicol, Moldstad, Ratcliffe, Reid, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, and Vogtlin—23.

Those absent or not voting were: Messrs. Bartlett, Blaker, Bradley, Crandall, Dawes, Houston, Lyons, Morrill, Poyns, Theurer, and Weatherford—11.

The emergency clause failed to pass the House by the following vote: Yeas 33, nays 46, absent or not voting 15.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bolinger, Crane, Geo. L. Davis, Dickson, Doolittle, Dyke, Falconer, Frostad, Fulton, Gleason, Harper, Hughes, Huxtable, Irving, Chas. Johnson, Kenoyer, Keyes, N. E. Linsley, McVay, Miller, Minard, Morgan, Olsen, Renick, Shultz, Strobridge, Vilas, Weber, Williams, and Mr. Speaker—33.

Those voting nay were: Messrs. Ayer, Bishop, Blackmore, Booth, Bowers, Brown, Byerly, Coate, Crandall, D. J. Davis, Dobson, Eidemiller, Ericksen, Fancher, Fenton, Griffin, Hamilton, Hare, Hoch, Lee A. Johnson, Lambert, Levin, Long, Maloney, McCoy, McGregor, McNicol, Melcher, Moldstad, Ratcliffe, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Ste-

venson, Stilson, Todd, Twichell, Ulsh, Van Slyke, and Vogtlin—46.

Those absent or not voting were: Messrs. Bartlett, Blaker, Bradley, Clarke, Dawes, Henderson, Houston, Kellogg, J. B. Lindsley, Lyons, Morrill, Poyns, Theurer, Weatherford, and Weir—15.

There being no objections, the title of the bill, omitting the emergency clause, was ordered to stand as the title of the act.

The clerk was ordered to strike the emergency clause from the bill and the title.

Mr. Maloney gave notice that at 11 o'clock tomorrow he would move to reconsider the vote by which the emergency clause to House bill No. 396 was lost.

Mr. Todd moved to reconsider the vote now.

Mr. J. B. Lindsley moved to lay the motion to reconsider on the table.

The motion carried.

## REPORTS OF STANDING COMMITTEES.

Senate bill No. 216: Majority report recommends it do pass.

Senate bill No. 216: Minority report recommends it be indefinitely postponed.

House bill No. 386: Recommend it do pass.

House bill No. 221: Recommend it do pass as amended.

The bill was referred to the Committee on Appropriations.

House bill No. 391: Majority report recommends it be indefinitely postponed.

House bill No. 391: Minority report recommends it do pass.

House bill No. 295: Recommend it be placed on the calendar.

Senate bill No. 133: Recommend it be indefinitely postponed.

Senate bill No. 206: Recommend it be indefinitely postponed.

Committee reports on Senate bills Nos. 133 and 206 were adopted, and they were indefinitely postponed.

The Committee on State Capital and Public Grounds recommended the passage of the resolution by Mr. Kenoyer, declaring the State's intention to retain certain real estate in Olympia.

The Committee on Claims and Auditing recommended the payment of bills of M. O'Connor, \$411.08; E. Hoover, \$31.50; M.

O'Connor, \$99.75; J. Granham, \$17.10; E. H. Harrison & Co., \$2.45; Talcott Bros., \$0.75.

The bills were referred to the Committee on Appropriations.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 7, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bills Nos. 306 and 339, have compared them with the original bills and find them correctly engrossed.

Respectfully submitted,

LEE VAN SLYKE, Chairman.

We concur in this report: K. P. Frostad, C. E. Villas, E. D. Reiter, E. A. Blackmore, Frank Allen, Frank H. Renick.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 7, 1905.

MR. SPEAKER:

The Senate has passed House bill No. 337, entitled "An act amending sections 6, 7 and 7½ of an act providing for the protection and propagation of the food fishes in the waters of the State of Washington," etc., with the following amendments:

In line 49, section 1 of the printed bill, after the word "license" insert the following words "and shall be renewed upon application upon payment of the license fees as provided by this act."

In line 50, section 1 of the printed bill, after the word "expiration" insert the following words "and shall likewise be renewed to expire on March 31st following the issuance of such licenses."

Amend by making section 6 of the engrossed bill section 7, and inserting the following: "Section 6. Any person violating any of the provisions of this act, whether or not such violation is otherwise specifically declared to be a misdemeanor, either by neglecting to observe the requirements of this act, or violating any of the provisions thereof, shall be deemed guilty of a misdemeanor, and shall upon conviction for each and every offense, be subject to a fine of not less than fifty dollars nor more than one thousand dollars, or by imprisonment in the county jail, not less than twenty-five days nor more than one year, or by both such fine and imprisonment."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 7, 1905.

MR. SPEAKER:

We, your Committee on Rules and Order, having had under consideration Senate concurrent resolution No. 22, beg leave to report as follows:

Amend the resolution by cutting off the last section, being the appropriation portion; and as thus amended, it do pass.

J. G. MEGLER, Chairman.

We concur in above report: Chas. S. Gleason, Geo. T. Reid, W. H. Hare, J. B. Lindsley, Peter McGregor, Chas. I. Roth.

The report was adopted.

The resolution was adopted.

House bill No. 339, providing for the levy and manner of payment of road, bridge, poll and property taxes.

On motion of Mr. Kenoyer the rules were suspended, the second reading was considered the third, and House bill No. 339 was placed on final passage and passed the House by the following vote: Yeas 54, nays 25, absent or not voting 15.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Bolinger, Booth, Bowers, Bradley, Byerly, Crandall, Crane, Geo. L. Davis, Dobson, Doolittle, Eidemiller, Fancher, Fenton, Fulton, Harper, Hoch, Hughes, Huxtable, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Maloney, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Ratcliffe, Reiter, Renick, Rudene, Scott, Shultz, Smith, Stilson, Todd, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—54.

Those voting nay were: Messrs. Blackmore, Coate, D. J. Davis, Dawes, Dickson, Ericksen, Falconer, Frostad, Griffin, Hare, Henderson, Houston, Irving, Lee A. Johnson, Morgan, Olsen, Reid, Roberts, Roth, Rudio, Sheets, Stevenson, Strobridge, Twichell, and Ulsh—25.

Those absent or not voting were: Messrs. Bartlett, Blaker, Brown, Clarke, Dyke, Gleason, Hamilton, Levin, Lyons, McCoy, Morrill, Poyns, Theurer, Weatherford, and Weir—15.

There being no objections, the title of the bill was ordered to stand as the title of the act.



House substitute bill No. 25, providing for survey and repairs of state roads.

On motion of Mr. Lambert the rules were suspended, the second reading was considered the third, and House substitute bill No. 25 was placed on final passage and passed the House by the following vote: Yeas 76, nays 3, absent or not voting 13.

Those voting yea were: Messrs. Allen, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Erickson, Falconer, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—76.

Those voting nay were: Messrs. Doolittle, Fancher, and Rudio—3.

Those absent or not voting were: Messrs. Ayer, Bartlett, Blaker, Clarke, Dyke, Eidemiller, Fenton, Hare, Lyons, Morrill, Poyns, Theurer, Ulsh, Weatherford, and Weir—15.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The House adjourned at 9 p. m.

STOREY BUCK,  
*Chief Clerk.*

JOSEPH G. MEGLER,  
*Speaker.*

**FIFTY-NINTH DAY.****MORNING SESSION.**

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., Wednesday, March 8, 1905.  
10 a. m. }

The speaker called the House to order at 10 o'clock.

Roll call showed all members present except Messrs. Bartlett, Theurer, and Weatherford.

Mr. Bartlett was excused.

Rev. R. M. Hayes, D. D., offered prayer.

On motion of Mr. Geo. L. Davis the reading of the journal was dispensed with, and the same was ordered approved as if read.

**FIRST READING OF SENATE BILLS.**

Senate bill No. 203: An act authorizing the use of "deficiency certificates" for labor performed on roads.

The bill was placed on the calendar.

Senate bill No. 229: An act entitled "An act to prevent fraud upon travelers and prescribing where, how, and by whom railroad tickets shall be sold."

The bill was placed on the calendar.

Senate bill No. 232: An act to prevent the procreation of weak and diseased children, making it unlawful for any person afflicted with certain diseases to marry.

The bill was placed on the calendar.

**SENATE AMENDMENTS.**

The House concurred in Senate amendments to House bill No. 140, by the following vote: Yeas 70, nays 0, absent or not voting

Those voting yea were: Messrs. Allen, Ayer, Benn, Blackmore, Blaker, Bolinger, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morgan, Morrill, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudio, Scott, Sheets, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vogtlin, Weber, Weir, Williams and Mr. Speaker—70.

Those absent or not voting were: Messrs. Bartlett, Bassett, Bishop, Booth, Bowers, Bradley, Clarke, Dawes, Fenton, Frostad, Hare, Irving, Long, Maloney, Moldstad, Olsen, Roth, Rudene, Shultz, Stevenson, Strobridge, Theurer, Vilas, and Weatherford—24.

The speaker in open session signed Senate memorial No. 7, House substitute bill No. 130, and House bill No. 157.

## RESOLUTIONS.

By Mr. Fenton:

*Resolved, That the chairman of the Committee on Enrolled Bills on the call of the chief clerk be allowed to employ additional enrolling clerks if he finds them needed.*

The resolution was adopted.

House concurrent resolution No. 9, by Mr. Maloney, extending hearty congratulations to the State of Kansas, in its legislative war against the Standard Oil monopoly, was read and adopted.

Mr. Chas. Johnson moved to make House bill No. 371 a special order for tonight at 7:30.

The motion was carried.

Mr. Reid moved that House bill No. 367, and the appropriation bill be also made a special order for tonight.

The motion was carried.

Mr. Reid moved that the rules be suspended, and all Senate bills read the second time, should be considered read the third time, and placed immediately on final passage.

The motion prevailed.

## SECOND READING OF SENATE BILLS.

Senate bill No. 140, relating to river improvement districts.

The bill was read the second time by sections and passed to third reading.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 80, nays 1, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Twichell, Ulsh, Vogtlin, Weber, Weir, Williams and Mr. Speaker—80.

Mr. Roth voted nay.

Those absent or not voting were: Messrs. Bartlett, Booth, Bowers, Bradley, Fenton, Frostad, Hare, Maloney, Theurer, Todd, Van Slyke, Vilas, and Weatherford—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 26, providing for the enforcement of liens for labor and material.

The bill was read the second time by sections and passed to third reading.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 66, nays 5, absent or not voting 23.

Those voting yea were: Messrs. Allen, Bassett, Blaker, Bolinger, Booth, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Eidemiller, Falconer, Frostad, Fulton, Gleason, Harper, Henderson, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lam-

bert, N. E. Linsley, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—66.

Those voting nay were: Messrs. Brown, Fancher, Levin, Morrill, and Todd—5.

Those absent or not voting were: Messrs. Ayer, Bartlett, Benn, Bishop, Blackmore, Bowers, Bradley, Byerly, Dawes, Dyke, Erickson, Fenton, Griffin, Hamilton, Hare, Hoch, Keyes, J. B. Lindsley, Long, Poyns, Renick, Theurer, and Weatherford—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 28, 1905.

MR. SPEAKER:

We, your Committee on Corporations other than Municipal, to whom was referred Senate bill No. 176, entitled "An act to amend an act to provide for the incorporation of associations for social, charitable and educational purposes," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

In line 11, section 1, of the printed bill, same being line 15, section 1, of the original bill, between the words "now" and "organized" insert the words "or hereafter."

In same line and section strike out the words "or hereafter organized."

In line 12, section 1, printed bill, same being line 17, section 1, original bill, from between the words "diminished" and "the," strike out the word "in."

W. D. SCOTT, Chairman.

We concur in this report: Lee Van Slyke, C. E. Vilas, Frank H. Renick, Wm. H. Weber, Wm. Coate, W. H. Hare, J. A. Kellogg.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 176 was passed to third reading.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 76, nays 1, absent or not voting 17.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn,

Bishop, Blackmore, Bolinger, Booth, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Levin, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Van Slyke, Vilas, Weber, Weir, Williams, and Mr. Sepaker—76.

Mr. Blaker voted nay.

Those absent or not voting were: Messrs. Bartlett, Bowers, Fenton, Frostad, Harper, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Maloney, Poyns, Roth, Strobbridge, Theurer, Ulsh, Vogtlin, and Weatherford—17.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 108, to provide against the adulteration and sale of meal or ground grains.

The bill was read the second time by sections and passed to third reading.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Van Slyke, Weber, Weir, Williams, and Mr. Speaker—77.

Those absent or not voting were: Messrs. Bartlett, Byerly, Dawes, Fenton, Hare, Harper, Kenoyer, Lambert, Poyns, Roth,

Scott, Strobridge, Theurer, Ulsh, Vilas, Vogtlin, and Weatherford—17.

There being no objections, the title of the bill was ordered to stand as the title of the act.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 4, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 243, entitled "An act to provide for the publication and sale of the Washington Supreme Court Reports," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendments:

In line 6 of section 2 of the printed bill, being line 9 of section 2 of the engrossed bill, immediately following the words "two dollars and," strike out the word "fifty" and substitute therefor the word "twenty-five." In same line of printed bill, being the tenth line in the engrossed bill, strike out the figures "\$2.50" and substitute therefor the figures \$2.25."

In line 7 of section 2 of the printed bill, being line 10 of section 2 in the engrossed bill, immediately following the word "or," strike out the words "three dollars" and substitute therefor the words "two dollars and seventy-five cents."

In line 8 of section 2 of the printed bill, being the last line of said section 2, immediately following the word "volume" (the last word in the section) add the words "delivered to the subscriber."

In line 2 of section 3 of the printed bill, being line 3 of section 3 of the engrossed bill, immediately following the word "reports," strike out the words "for thirty (30) consecutive days" and substitute therefor the words "once each week for four consecutive weeks."

In line 21 of section 4 of the printed bill, being line — of section 4 in the engrossed bill, immediately following the words "county of this State," strike out the word "and." In same line of printed bill, add immediately following the word "library" (the last word in paragraph fifth of section 4), the words "and six copies to the law department of the state university."

In lines 11 and 19 of section 4 of the printed bill, being lines 15 and 27 of section 4 of engrossed bill, strike out the words "agree to."

In line 12 of section 4 of the printed bill, being line 17 of section 4 of the engrossed bill, strike out the word "to," preceding the word "keep."

In line 30 of section 4 in the printed bill, being line 45 of section 4 of the engrossed bill, immediately following the word "seventh," strike out the word "to" and substitute therefor the words "that the contractor."

In line 2 of section 5 of the printed bill, being same line in the

engrossed bill, immediately following the comma after the word "state," strike out the word "of" and substitute therefor the word "from."

CHAS. S. GLEASON, Chairman.

We concur in this report: Geo. T. Reid, Joseph B. Lindsley, Elmer E. Todd, S. A. Crandall, J. A. Kellogg, R. S. Lambert.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 243 was passed to third reading.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, Melcher, Moldstad, Morgan, Morrill, Olsen, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Ulsh, Van Slyke, Weber, Williams, and Mr. Speaker—71.

Those absent or not voting were: Messrs. Allen, Bartlett, Bishop, Booth, Clarke, Frostad, Hare, Hughes, Maloney, McVay, Miller, Minard, Poyns, Ratcliffe, Roth, Stevenson, Strobbridge, Theurer, Twichell, Vilas, Vogtlin, Weatherford, and Weir—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Kellogg moved that the rules be suspended and the House again consider House bill No. 396.

The motion was carried.

Mr. Kellogg moved that House bill No. 396 be considered on second reading and that the enacting clause be added, as follows:

"Be it enacted by the Legislature of the State of Washington."

The motion carried.

The bill as amended passed the House by the following vote: Yeas 71, nays 1, absent or not voting 22.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown,



Byerly, Clarke, Crandall, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, Melcher, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Vilas, Weber, Weir, Williams, and Mr. Speaker—71.

Mr. McVay voted nay.

Those absent or not voting were: Messrs. Allen, Bartlett, Coate, Crane, Dobson, Fenton, Hare, Hoch, Keyes, J. B. Lindsley, Lyons, Miller, Morgan, Poyns, Roth, Scott, Stevenson, Strobridge, Theurer, Van Slyke, Vogtlin and Weatherford—22.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., March 8, 1905.

### MR. SPEAKER:

The president has signed House substitute bill No. 130, entitled "An act to prohibit all live stock from running at large," etc.

Also House bill No. 157, entitled "An act relating to the sale and manufacture of dairy products," etc.

And the same are herewith transmitted.

The president has appointed Senators Willson, J. J. Smith and Brown as a conference committee on Senate bill No. 90, relating to a system of registration of births, deaths, etc.

The Senate has receded from its amendments to House bill No. 53.

And the same is herewith transmitted.

The Senate has passed House bill No. 325, entitled "An act amending an act relating to taxation of inheritances."

Also House bill No. 216, amending an act providing for the protection and propagation of food fishes, with the following amendments:

Insert immediately following the last word in section 2 of the engrossed bill, the following: "*Provided, however,* That in the Columbia river and its tributaries, Willapa harbor and its tributaries, Grays harbor and its tributaries, any person or corporation, after first having obtained a license as provided for in this act, shall indicate locations for traps or pound nets made under such license, by driving at least

three substantial piles thereon, which must extend not less than ten feet above the surface of the water at high tide, one of said piles to be driven at each end of the location claimed, and upon said terminal piles there must be posted the license number, and if the locator fails to construct his appliance during the fishing season covered by his license, said location shall be deemed abandoned. After any such trap or pound net has been located, the owner thereof may file a description thereof sufficient for identification with the fish commissioner, and shall thereafter have the exclusive right to fish such location and to sell and transfer such right during such time as the locator or owner of such right shall comply with the requirements of the law pertaining thereto in other respects. Locations for drag seines may be made by driving a substantial stake or erecting a permanent monument at each end of the location claimed and posting thereon the number of the license under which such drag seine is operated: *Provided*, That no seine location the title to which is in the State shall occupy a greater space than twice the length of the seine covered by above license. Locations for set nets may be made by erecting a permanent monument or securely anchoring a buoy on the location claimed, upon which shall be posted the number of the license under which said set net is operated: *Provided*, There shall be a lateral passage way of at least three hundred feet and an end passage way of thirty feet between all set nets. No fishing device or appliance of any kind whatsoever, located or used upon any streams or rivers of this State shall, either by a lead or any parts of said appliance occupy more than one-third of the width of said streams or rivers."

And the same are herewith transmitted.

The House is requested to return to the Senate House bill No. 337 for additional amendments.

J. W. LYSONS, Secretary of the Senate.

Mr. Reid moved that the clerk be instructed to return House bill No. 337 to the Senate for correction.

The motion was carried.

## SECOND READING OF SENATE BILLS.

Senate bill No. 201, regulating the keeping and deposit of municipal funds.

The bill was read the second time by sections and passed to third reading.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Brown, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Levin, J. B. Lindsley, N. E. Linsley, Lyons, Maloney, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Roberts, Roth, Rudene, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Weir, Williams, and Mr. Speaker—73.

Those absent or not voting were: Messrs. Allen, Bartlett, Booth, Bradley, Clarke, Coate, Fenton, Hare, Henderson, Huxtable, Lambert, Long, McCoy, Morgan, Reiter, Renick, Rudio, Strobridge, Theurer, Vogtlin, and Weatherford—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 119, to promote the agricultural interests of the State.

The bill was read the second time by sections and passed to third reading.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 67, nays 4, absent or not voting 23.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Brown, Byerly, Crandall, Crane, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Levin, N. E. Linsley, Long, Lyons, McCoy, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Poyns, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Scott, Sheets, Shultz, Smith, Stilson, Strobridge, Ulsh, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—67.

Those voting nay were: Messrs. Bishop, Bowers, Olsen, and Todd—4.

Those absent or not voting were: Messrs. Allen, Bartlett, Brad-

ley, Clarke, Coate, D. J. Davis, Dickson, Fancher, Fenton, Harper, Hoch, Lambert, J. B. Lindsley, Maloney, McGregor, Reiter, Rudio, Stevenson, Theurer, Twichell, Van Slyke, Weatherford, and Weir—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 9, 1905.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred Senate bill No. 65, entitled "An act to establish a state fish hatchery on the Toutle river," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend the title by striking out the words "and making an appropriation therefor."

Strike out all of section 3.

CHAS. I. ROTH, Chairman.

We concur in this report: E. A. Blackmore, J. M. Stevenson, D. J. Davis, Lee Van Slyke, G. Ericksen, W. R. Williams, W. J. Dyke, F. A. Bartlett, Wm. Shultz, Geo. H. Vogtlin, Geo. L. Davis, R. Lee Bradley, F. A. Twichell.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 65 was passed to third reading.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 69, nays 1, absent or not voting 24.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Harper, Henderson, Hoch, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Long, Lyons, McCoy, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Reid, Roberts, Rudene, Rudio, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—69.

Mr. Hare voted nay.

Those absent or not voting were: Messrs. Allen, Bartlett, Bishop, Clarke, Coate, Crandall, Dawes, Fenton, Hamilton, Houston, J. B. Lindsley, Maloney, McGregor, Miller, Ratcliffe, Reiter, Renick, Roth, Scott, Stevenson, Strobridge, Theurer, Van Slyke, and Weatherford—24.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Lee A. Johnson moved that Senate bill No. 228 be placed on the calendar.

The motion was carried.

Senate bill No. 54, to appropriate funds for the payment of mileage and per diem of the presidential electors.

The bill was read the second time by sections and passed to third reading.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 64, nays 1, absent or not voting 29.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Brown, Byerly, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Hamilton, Harper, Henderson, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Linsley, N. E. Linsley, Long, McCoy, McGregor, McVay, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—64.

Mr. Griffin voted nay.

Those absent or not voting were: Messrs. Allen, Bartlett, Booth, Bradley, Clarke, Coate, Dawes, Doolittle, Dyke, Fancher, Hare, Hoch, Huxtable, Keyes, Lyons, Maloney, McNicol, Melcher, Miller, Morgan, Reiter, Roth, Smith, Stevenson, Stilson, Strobridge, Theurer, Weatherford, and Weir—29.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 182, substituted for House bill No. 324, creating the office of public printer.

On motion of Mr. Twichell the rules were suspended, the second reading was considered the third, and Senate bill No. 182 was

placed on final passage and passed the house by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Messrs. Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Weber, Weir, Williams, and Mr. Speaker—73.

Those absent or not voting were: Messrs. Allen, Ayer, Bartlett, Booth, Clarke, Coate, Crandall, Dickson, Fancher, Huxtable, Kellogg, N. E. Linsley, Lyons, Maloney, Morgan, Olsen, Stevenson, Strobridge, Theurer, Vogtlin, and Weatherford—21.

The emergency clause passed the House by the following vote: Yeas 76, nays 1, absent or not voting 17.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Bishop, Blackmore, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—76.

Mr. Scott voted nay.

Those absent or not voting were: Messrs. Allen, Bartlett, Blaker, Booth, Crandall, Dickson, Dyke, Fancher, Huxtable, Long, Lyons, Morgan, Olsen, Poyns, Strobridge, Theurer and Weatherford—17.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Benn moved that Senate bill No. 128 be indefinitely postponed.

The motion was carried.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., February 28, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 165, entitled "An act to validate assessments made, or which may be made, to pay for local improvements," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass, with the following amendment:

In line 4 of section 1 of the printed bill, being line 5 of section 1 of the engrossed bill, immediately following the word "by" insert the following words: "grading, curbing, parking, sidewalking, sewerage or."

CHAS. S. GLEASON, Chairman.

We concur in this report: Geo. T. Reid, J. A. Kellogg, Joseph B. Lindsley.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 165 was passed to third reading.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 48, nays 14, absent or not voting 33.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Bishop, Blackmore, Blaker, Bolinger, Brown, Byerly, Crane, Geo. L. Davis, Dawes, Doolittle, Dyke, Ericksen, Falconer, Gleason, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Kellogg, Lambert, Levin, J. B. Lindsley, Long, McGregor, McNicol, Miller, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudio, Sheets, Shultz, Stilson, Ulsh, Van Slyke, Vilas, Vogtlin, Weber and Mr. Speaker—48.

Those voting nay were: Messrs. Benn, Bradley, Clarke, Dobson, Griffin, Keyes, N. E. Linsley, Moldstad, Morrill, Roth, Rudene, Todd, Weir, and Williams—14.

Those absent or not voting were: Messrs. Bartlett, Booth, Bowers, Coate, Crandall, D. J. Davis, Dickson, Eidemiller, Fancher, Fenton, Frostad, Fulton, Hamilton, Hare, Harper, Lee A. Johnson, Kenoyer, Lyons, Maloney, McCoy, McVay, Melcher,

Minard, Morgan, Olsen, Scott, Smith, Stevenson, Strobridge, Theurer, Twichell, and Weatherford—32.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## RESOLUTIONS.

By Mr. Hare: .

*Resolved by the House*, That no bills or resolutions be considered after 12 o'clock noon on Thursday, March 9th, save such bills as may be reported by conference committees.

The resolution was adopted.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 8, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bill No. 341, have compared the same with the original bill and find it correctly engrossed.

Respectfully submitted.

LEE VAN SLYKE, Chairman.

We concur in this report: E. D. Reiter, E. A. Blackmore, K. P. Frostad, Frank H. Renick.

## REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

Your Committee on Enrolled bills, to whom was referred House bills Nos. 140 and 36, have compared the same with the engrossed bills and find them correctly enrolled.

Respectfully submitted.

S. W. FENTON, Chairman.

We concur in this report: W. H. Hughes, John A. Fancher, F. A. Twichell.

The House at 12 o'clock took a recess till 2 p. m.



## AFTERNOON SESSION.

The speaker called the House to order at 2 p. m.

Roll call showed all members present except Messrs. Bartlett, Theurer and Weatherford, excused.

## SENATE AMENDMENTS.

The House concurred in Senate amendments to House bill No. 216, by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Blackmore, Blaker, Bolinger, Bowers, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Ulsh, Van Slyke, Vilas, Weber, Weir, Williams, and Mr. Speaker—77.

Those absent or not voting were: Messrs. Bartlett, Bishop, Booth, Brown, Clarke, Dyke, Falconer, Keyes, Long, Maloney, Morrill, Scott, Strobridge, Theurer, Twichell, Vogtlin, and Weatherford—17.

Mr. Crane of the House Conference Committee on Senate bill No. 90 reported that the conference committee failed to agree.

Mr. Roth moved that the report be accepted and a free conference committee be appointed.

The motion carried, and the speaker appointed the members of the conference committee as members of the free conference committee.

## THIRD READING OF BILLS.

Mr. Kellogg moved that the rules be suspended and House bill No. 21 be now considered on third reading.

The motion prevailed.

House bill No. 21, an act creating the office of state oil inspector.

Mr. Vilas offered the following amendments:

In section 3, line 19, strike "thirty-five," before the words "per cent," and insert the word "fifty."

In section 3, line 20, strike "sixty-five" and substitute "fifty."

Strike out section 5.

Add new section to be known as section 5, as follows:

"Section 5. All fees collected by the state inspector shall be turned into the general fund of the State, and such inspector shall receive a salary of \$100 per month and necessary traveling expenses."

The amendments were adopted.

Mr. Todd moved that House bill No. 21 be indefinitely postponed.

The motion was lost.

Mr. Kellogg offered the following amendment:

In lines 62 and 64, section 1, of engrossed bill, strike out the words "state chemist" and insert in place thereof: "chemist of state university."

The amendment was adopted.

On motion of Mr. J. B. Lindsley the rules were suspended, the second reading was considered the third, and House bill No 21 was placed on final passage and passed the House by the following vote: Yeas 63, nays 17, absent or not voting 14.

Those voting yea were: Messrs. Ayer, Bassett, Blackmore, Blaker, Bolinger, Booth, Bowers, Brown, Byerly, Coate, Crandall, Crane, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Long, Maloney, McCoy, McGregor, McNicol, McVay, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Sheets, Smith, Stilson, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, and Williams—63.

Those voting nay were: Messrs. Benn, Bishop, D. J. Davis, Geo. L. Davis, Dawes, Fenton, Griffin, Keyes, Levin, J. B. Linds-

ley, Lyons, Melcher, Minard, Reiter, Scott, Todd, and Mr. Speaker—17.

Those absent or not voting were: Messrs. Allen, Bartlett, Bradley, Clarke, Doolittle, Gleason, Huxtable, N. E. Linsley, Miller, Shultz, Stevenson, Strobridge, Theurer, and Weatherford—14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Blaker moved that Senate bill No. 127 be considered at the present time.

The motion was lost.

Mr. Blaker moved that Senate bill No. 127 be made a special order tomorrow at 10 o'clock.

The motion was lost.

Mr. Van Slyke moved that House bill No. 313 be made a special order this evening.

The motion prevailed.

Mr. Falconer moved that the joint rules be suspended, and the House consider House bills on third reading.

The motion was lost.

## SECOND READING OF SENATE BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., March 2, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate substitute bill No. 249, entitled "An act providing for and regulating the selection of jurors in the superior courts," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass, with the following amendment:

In line 3 of section 14 of printed bill, being line 4 of section 14 of engrossed bill, immediately following the word "record" insert the word "direct."

CHAS. S. GLEASON, Chairman.

We concur in this report: Geo. T. Reid, Elmer E. Todd, J. A. Kellogg, Joseph B. Lindsley.

Mr. Benn offered the following amendment:

Strike out that part of section 1 after the word "county," in line 3, down to the second "the" in line 5.

The amendment was lost.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate substitute bill No. 249 was passed to third reading.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 57, nays 17, absent or not voting 20.

Those voting yea were: Messrs. Bassett, Blaker, Bolinger, Bowers, Bradley, Coate, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Fancher, Gleason, Hamilton, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, Maloney, McGregor, McNicol, McVay, Minard, Moldstad, Morrill, Olsen, Poyns, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams and Mr. Speaker—57.

Those voting nay were: Messrs. Ayer, Benn, Bishop, Blackmore, Byerly, Frostad, Fulton, Griffin, Hare, Harper, Henderson, Keyes, Melcher, Miller, Ratcliffe, Reiter, and Ulsh—17.

Those absent or not voting were: Messrs. Allen, Bartlett, Booth, Brown, Clarke, Crandall, D. J. Davis, Dyke, Eidemiller, Ericksen, Falconer, Fenton, Huxtable, Long, McCoy, Morgan, Roth, Shultz, Theurer, and Weatherford—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## RESOLUTION.

By Mr. Maloney:

*Resolved*, That all business of this body, during the remainder of this session, be considered in regular order, and that no deviation be made from this resolution.

On motion of Mr. Dawes the resolution was referred to the Committee on Rules and Order.

Mr. Gleason was called to the chair.

## SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 8, 1905.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 4, entitled "An act authorizing the incorporation of fire department relief associations," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows, and placed on the calendar:

Amend the title by striking out the word "appropriate," in line 4 of the printed bill, being line 5 of the engrossed bill, and substitute in lieu thereof the word "provide."

Strike the word "now" in the fourth line of the title in the printed bill, being the sixth line of the engrossed bill.

Strike the words "into the state treasury" in the fifth line, being the seventh line of the engrossed bill, and the words and figures "under section 5651 of Pierce's Code" in the fifth line of the title in the printed bill, being the eighth line of the engrossed bill

By inserting after the word "reports" and before the word "as," in the sixth line of the title in the printed bill, being the ninth line of the engrossed bill, the words: "and to pay one per cent of their net receipts."

Strike the word "appropriation" in the seventh line of the title to the printed bill, being the tenth line of the engrossed bill, and insert in lieu thereof the word "fund."

Strike out section 4 and substitute in lieu thereof the following:

"Section 4. The insurance commissioner shall embody in his annual statement blank for fire insurance companies, corporations and associations a blank form, with the names of the cities and towns thereon entitled to benefits under this act, and require them to report, at the time of making their annual statement, the amount of premiums received by them and of the losses paid by them respectively during the year ending December 31st preceding, in each of the several cities and towns named in such blank. Every fire insurance company, corporation or association shall, as a condition precedent to doing business in this State, in addition to the amounts now required by law to be paid, pay to the city or town treasurer of each city or town having an incorporated fire department relief association as aforesaid, as *ex-officio* treasurer of such association, on or before the first day of March in each year after the year 1905, one per cent of the amount received in each city or town, less the amount paid to policy holders therein during the year ending December 31st preceding. Any insurance company, corporation or association, failing or refusing to render the statement or to pay

any of the sums herein required to be paid, for a period of thirty days after the time specified, shall be liable to a fine of twenty-five dollars for each additional day of such delinquency; and the sums so to be paid, including the fines provided for herein, may be collected by distraint or recovered in an action to be instituted for that purpose. The several fire department relief associations may bring and maintain actions in the names of their respective boards of trustees against such delinquent fire insurance companies, corporations or associations, in any court of competent jurisdiction, for the recovery of the sums payable to them respectively under the provisions of this act. The commencement of any such action shall be certified to the insurance commissioner by the clerk of the court in which the same is pending, and the insurance commissioner shall thereupon revoke and annul the annual certificate of authority of such delinquent insurance company, corporation or association, until full payment of such sums and fines, should any be imposed, shall be made, and until he shall have been satisfied of the payment thereof."

Strike out all of section 5, and substitute in lieu thereof the following:

"Section 5. There is hereby set apart and awarded to the several fire department relief associations that shall be organized as provided in this act, as a relief and pension fund, and for no other purpose, the total amount that shall be paid into the treasuries of such associations respectively, pursuant to the provisions of this act; and no part thereof shall be expended for fees, salaries or compensation to any officer of any such association."

Strike out all of section 6, and substitute in lieu thereof the following:

"Section 6. Every fire department relief association organized under the provisions of this act shall, on or before the first day of December of each year after the year in which it shall be organized, file with the insurance commissioner of this State a verified report in writing setting forth: 1. The name and place of such association. 2. The number of members in good standing belonging thereto. 3. The amounts received and paid out since its last report, and the source or sources from which received and the purposes for which expended, and the amount of funds remaining on hand. 4. A statement as to whether the fire department in such city or town is a paid or volunteer department, and a general summary of the amount and value of the apparatus and equipment belonging thereto. The secretary of state shall, not less than ten nor more than thirty days before the time for filing such report, mail to each of such associations a written or printed notice calling for such report; and every association failing or refusing to file such report within ten days after the time herein prescribed shall be omitted by the insurance commissioner from the list of associations entitled to

benefits for that year under this act, and the claim of such delinquent association to payment for such year shall be forfeited."

CHAS. S. GLEASON, Chairman.

We concur in this report: Geo. T. Reid, Elmer E. Todd, J. A. Kellogg, Joseph B. Lindsley.

Mr. Lambert moved to indefinitely postpone Senate bill No 4.

Mr. J. B. Lindsley and others demanded a roll call, and the motion to indefinitely postpone was lost by the following vote: Yeas 19, nays 57, absent or not voting 18.

Those voting yea were: Messrs. Ayer, Bishop, Blackmore, Blaker, Byerly, Dickson, Fulton, Harper, Henderson, Kellogg, Keyes, Lambert, Levin, Melcher, Morgan, Olsen, Reid, Stilson, and Ulsh—19.

Those voting nay were: Messrs. Allen, Bassett, Booth, Bradley, Brown, Clarke, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Gleason, Hamilton, Hare, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kenoyer, J. B. Lindsley, Lyons, Maloney, McGregor, McNicol, McVay, Miller, Minard, Moldstad, Morrill, Poyns, Ratcliffe, Reiter, Roberts, Roth, Rudio, Scott, Sheets, Smith, Stevenson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weir, and Williams—57.

Those absent or not voting were: Messrs. Bartlett, Benn, Bolinger, Bowers, D. J. Davis, Falconer, Griffin, N. E. Linsley, Long, McCoy, Renick, Rudene, Shultz, Strobridge, Theurer, Weatherford, Weber, and Mr. Speaker—18.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 4 was passed to third reading.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 53, nays 27, absent or not voting 14.

Those voting yea were: Messrs. Allen, Bassett, Benn, Booth, Bradley, Brown, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fenton, Frostad, Gleason, Hamilton, Hare, Hoch, Houston, Huxtable, Irving, Kenoyer, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McGregor, McNicol, McVay, Miller, Minard, Moldstad, Morrill, Poyns, Reiter, Roth, Scott, Stevenson, Todd, Twichell,

Van Slyke, Vogtlin, Weber, Weir, Willams, and Mr. Speaker—53.

Those voting nay were: Messrs. Ayer, Bishop, Blackmore, Blaker, Bolinger, Byerly, Dickson, Fulton, Harper, Henderson, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Lambert, Levin, McCoy, Melcher, Morgan, Olsen, Reid, Roberts, Rudene, Rudio, Sheets, Smith, Stilson, and Ulsh—27.

Those absent or not voting were: Messrs. Bartlett, Bowers, Falconer, Fancher, Griffin, Ratcliffe, Renick, Shultz, Strobridge, Theurer, Vilas, and Weatherford—14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 2, 1905.

MR. SPEAKER:

We, the majority of your Committee on Judiciary, to whom was referred Senate bill No. 171, entitled "An act to prohibit boycotting," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be placed on the calendar for second reading.

CHAS. S. GLEASON, Chairman.

We concur in this report: Elmer E. Todd, E. D. Reiter, R. S. Lambert, Joseph B. Lindsley, Chas. I. Roth.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 2, 1905.

MR. SPEAKER:

We, the minority of your Committee on Judiciary, to whom was referred Senate bill No. 171, entitled "An act to prohibit boycotting," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

GEO. T. REID.  
S. A. CRANDALL.  
J. A. KELLOGG.

Mr. Lyons moved that the minority report be adopted.

A call of the House was demanded by Mr. Roth and others.

Roll call showed all members present except Messrs. Bartlett, Booth, Clarke, Falconer, Levin, Shultz, Theurer, Weatherford, and Weir.

Messrs. Bartlett, Theurer and Weatherford were excused.

Upon motion of Mr. Reid the further call of the House was dispensed with.



The motion to indefinitely postpone Senate bill No. 171 was adopted by the following vote: Yeas 48, nays 35, absent or not voting 11.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Blackmore, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Frostad, Hamilton, Henderson, Hoch, Hughes, Huxtable, Kellogg, Keyes, Lambert, J. B. Lindsley, Long, Lyons, Maloney, McNicol, Miller, Moldstad, Olsen, Poyns, Reid, Reiter, Roberts, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Strobbridge, Twichell, Van Slyke, and Williams—48.

Those voting nay were: Messrs. Bishop, Blaker, Bolinger, Crane, D. J. Davis, Doolittle, Ericksen, Fancher, Fenton, Fulton, Gleason, Griffin, Hare, Harper, Houston, Irving, Chas. Johnson, Lee A. Johnson, Kenoyer, N. E. Linsley, McCoy, McGregor, McVay, Melcher, Minard, Morgan, Morrill, Ratcliffe, Renick, Roth, Stilson, Todd, Ulsh, Vogtlin and Weber—35.

Those absent or not voting were: Messrs. Bartlett, Booth, Clarke, Falconer, Levin, Shultz, Theurer, Vilas, Weatherford, Weir, and Mr. Speaker—11.

### MESSAGE FROM THE SENATE.

SENATE CHAMBER.

OLYMPIA, WASH., March 8, 1905.

MR. SPEAKER:

The Senate has passed Senate bill No. 231, entitled "An act authorizing the university of Washington to establish a fish hatchery on Lake Washington."

Also Senate bill No. 209, appropriating money for expenses in suit over boundaries between Washington and Oregon.

Also Senate bill No. 226, amending the law relating to assessments, etc.

Also Senate bill No. 248, providing for the payment of the expenses of commission of Lewis and Clark Exposition, etc.

Also Senate bill No. 187, exempting from taxation all properties owned by Greek Letter fraternities connected with any college, etc.

Also House bill No. 201, entitled "An act to provide for a closed season for clams," etc., with the following amendments:

Strike out section 1 of the engrossed bill, and insert in lieu thereof section 1 of the printed bill.

In line 2, section 1, of the printed bill, insert the word "clams" after the word "dig."

Strike out section 3 of the engrossed bill and insert the following:  
"Section 3. An emergency exists and this act shall take effect immediately."

Strike title and insert in lieu thereof:

"An act relating to the protection of clams; providing penalties for its violation and declaring an emergency."

Also House bill No. 254, providing for a closed season for crabs, with the following amendment:

In line 3, section 2, of the printed bill, insert after the word "any" the following: "female or any male crab."

Also House/bill No. 238, entitled "An act relating to changing corporate names of corporations."

Also Senate concurrent resolution No. 23, relating to Chinese and Japanese labor in the Hawaiian islands.

Also Senate concurrent resolution No. 24, to authorize the Senate Committee on Appropriations to introduce Senate bill No. 251, making an appropriation for legislative expenses.

Also Senate bill No. 142, entitled "An act relating to deliveries of goods to consignees by common carriers."

Also Senate bill No. 164, to prevent discrimination in the distribution of cars by railroad companies.

Also House bill No. 62, for the relief of Skamania county.

Also House substitute bill No. 64, entitled "An act giving to county commissioners power to grant certain public utility franchises on county roads," etc.

Also House bill No. 55, providing for a game fish hatchery on the Little Spokane river, etc.

Also House bill No. 327, providing for the levy and collection of taxes of road, bridges, poll and property, etc., with the following amendment:

In line 3, section 1, of the engrossed bill, after the word "State" strike out the words "over twenty-one years of age" and insert in lieu thereof the words "between the ages of twenty-one and fifty years."

Also House bill No. 251, entitled "An act to establish state fish hatcheries on Skagit river," etc.

Also House bill No. 126, to establish a state fish hatchery on upper Methow river, etc.

Also House bill No. 202, establishing state fish hatchery on Chimacum creek, etc.

Also House substitute bill No. 96, relating to justices of the peace, etc. And the same are herewith transmitted.

The Senate has indefinitely postponed House bill No. 306, relating to elections, etc.

Also House bill No. 341, amending the law relating to the duties of the state treasurer.

Also House bill No. 334, entitled "An act relating to damages by fire caused or set by steam engines and cars."

Also House bill No. 361, amending the law relating to water works, etc.

Also House bill No. 347, authorizing the Governor to appoint a committee to report on the condition of state, school and granted lands, etc.

Also House bill No. 155, providing for state depositories, etc.

J. W. LYSONS, Secretary of the Senate.

The speaker in open session signed House bill No. 140 and House bill No. 36.

Senate concurrent resolution No. 24, giving the Senate Committee on Appropriations the authority to introduce Senate bill No. 251, making an appropriation for legislative expenses, passed the House by the following vote: Yeas 82, nays 0, absent or not voting 12.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—82.

Those absent or not voting were: Messrs. Bartlett, Booth, Clarke, Dyke, Falconer, Chas. Johnson, Levin, Shultz, Strobbridge, Theurer, Weatherford, and Weir—12.

#### FIRST READING OF SENATE BILLS.

Senate memorial No. 23, memorializing Congress to amend the Chinese exclusion law.

The bill was ordered placed on the calendar.

Senate bill No. 226, relating to assessments for local improvements.

The bill was ordered placed on the calendar.

Senate bill No. 231, to establish a fish hatchery on Lake Washington.

The bill was ordered placed on the calendar.

Senate bill No. 209, appropriating \$5,000 for litigation expenses in the case against the State of Oregon.

The bill was ordered placed on the calendar.

Senate bill No. 248, making an appropriation for the payment of the Lewis and Clark Exposition.

The bill was ordered placed on the calendar.

Senate bill No. 187, exempting from taxation property owned by Greek letter fraternities.

The bill was ordered placed on the calendar.

Senate bill No. 142, in relation to the delivery of goods to consignees by common carriers.

The bill was ordered placed on the calendar.

Senate bill No. 164, to prevent discrimination in the distribution of cars by railroad companies.

The bill was ordered placed on the calendar.

## REPORTS OF STANDING COMMITTEES.

Senate bill No. 2: Majority report recommends it be indefinitely postponed.

Senate bill No. 2: Minority report recommends it do pass.

The majority report was adopted.

Senate bill No. 211: Recommend it be placed on the calendar.

Senate bill No. 210: Recommend it be placed on the calendar.

Senate bill No. 91: Recommend it be indefinitely postponed.

Senate bill No. 200: Recommend it be indefinitely postponed.

House bill No. 342: Recommend it be indefinitely postponed.

Senate bill No. 183: Recommend it be indefinitely postponed.

The reports on Senate bill No. 91, Senate bill No. 200, House bill No. 342 and Senate bill No. 183 were adopted, and said bills were indefinitely postponed.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 8, 1905.

**MR. SPEAKER:**

Your Committee on Engrossed Bills, to whom was referred House bill No. 396, have compared same with the original bill and find it correctly engrossed.

Respectfully submitted.

LEE VAN SLYKE, Chairman.

We concur in this report: K. P. Frostad, E. D. Reiter, E. A. Blackmore, Frank Allen.

The House at 5 p. m. took a recess until 7:30 p. m.

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## EVENING SESSION.

The speaker called the House to order at 7:30 p. m.

Roll call showed all members present except Messrs. Lyons, Sheets, Theurer, and Weatherford.

Mr. Maloney moved that all persons except members of the Senate, state officials, employes and representatives of the press, be excused from the floor of the House during the balance of the session.

The motion was lost.

## SPECIAL ORDER.

House bill No. 367, an act to change the name of the state institution located at Vancouver.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Yeas 82, nays 3, absent or not voting 9.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable,

Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Sjeaker—82.

Those voting nay were: Messrs. Clarke, Dobson, and Weir—3.

Those absent or not voting were: Messrs. Bartlett, Lyons, McNicol, Poyns, Roth, Sheets, Theurer, Ulsh and Weatherford—9.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 371, providing for a closed season for trout in Ferry county.

On motion of Mr. Lee A. Johnson the rules were suspended, the second reading was considered the third, and House bill No. 371 was placed on final passage and passed the House by the following vote: Yeas 79, nays 3, absent or not voting 12.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, and Mr. Speaker—79.

Those voting nay were: Messrs. Clarke, Dobson, and Williams—3.

Those absent or not voting were: Messrs. Allen, Bartlett, Dawes, Dickson, Lambert, Lyons, McNicol, Poyns, Ratcliffe, Roth, Theurer, and Weatherford—12.

The emergency clause passed the House by the following vote: Yeas 74, nays 8, absent or not voting 12.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown,

Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Levin, N. E. Linsley, Long, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Strobridge, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, and Mr. Speaker—74.

Those voting nay were: Messrs. Clarke, Dobson, Eidemiller, J. B. Lindsley, Maloney, Todd, Weir, and Williams—8.

Those absent or not voting were: Messrs. Allen, Bartlett, Dawes, Dickson, Gleason, Lambert, Lyons, McNicol, Morrill, Sheets, Theurer, and Weatherford—12.

There being no objections, the title of the bill was ordered to stand as the title of the act.

House bill No. 313, granting to boards of county commissioners the power to create game reserves on certain islands.

On motion of Mr. Van Slyke the rules were suspended, the second reading was considered the third, and House bill No. 313 was placed on final passage and passed the House by the following vote: Yeas 79, nays 1, absent or not voting 14.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Bishop, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—79.

Mr. Clarke voted nay.

Those absent or not voting were: Messrs. Allen, Bartlett, Blackmore, Dawes, Dickson, Falconer, Griffin, Lambert, Lyons, McCoy, Miller, Rudio, Theurer, and Weatherford—14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 8, 1905.

**MR. SPEAKER:**

The Senate has passed House bill No. 226, entitled "An act amending the school code," etc.

Also Senate bill No. 245, entitled "An act providing for the building of a bridge across the Columbia river near Wenatchee."

Also House bill No. 272, entitled "An act relating to licensing peddlers and vendors," etc., with the following amendments:

After the word "ranges," in line 3, section 1, of the printed bill, insert the word "windmills, lightning rods."

Amend by inserting the word "groceries" after the word "churns," in line 4, section 1, of the printed bill.

Amend by striking out section 4 of the printed bill.

Also Senate bill No. 246, providing for the preservation of forests in this State, etc.

Also Senate bill No. 251, entitled "An act making an appropriation of ten thousand dollars, or so much thereof as may be necessary, for legislative expenses.

Also House bill No. 276, entitled "An act amending the law relating to waterways, sewerage, etc., in cities and towns, etc., with the following amendments:

In line 33, section 1, of the printed bill, strike the word "maintain" and substitute therefor the word "retain."

In line 40 of said section, strike the word "maintaining" and substitute therefor the word "retaining."

In line 46 of said section between the words "or" and "public" insert the word "other."

In line 48 of said section strike the word "also."

Also House bill No. 124, entitled "An act in relation to savings banks," etc., with the following amendments:

Add to the end of section 1 of the printed bill the following: "The secretary of state shall annually turn over all reports made by him to the attorney general for proceedings for forfeiture, if he shall be so advised."

Add to the end of section 2 of the printed bill, after the word "misdemeanor," the following: "and on conviction thereof shall be fined in any sum not less than fifty dollars nor more than one thousand dollars or confined in the county jail not less than ten days nor more than ninety days, or both such fine and imprisonment."



Beginning with the word "any," in line 16 of section 1 of the printed bill, strike out the balance of section 1.

Also House bill No. 135, entitled "An act creating a public highway fund," etc., with the following amendments:

In line 2, section 2, of the printed bill, strike out the word "one-half" and insert in lieu thereof the word "one-fourth."

Strike out section 3 of the engrossed bill.

Also House bill No. 340, entitled "An act making it a misdemeanor to sell or exchange property, under representation of giving prizes," etc., with the following amendments:

Amend section 1 by striking the period after the word "specified," in line 33 of the printed bill, and substituting therefor a colon.

Also adding after the word "specified," in line 33 of the printed bill, the words: "*Provided further*, That this act shall not apply to any person giving a due bill, on the sale of merchandise and redeeming the same himself in merchandise: *Provided further*, That this act shall not apply to agricultural or church fairs conducted for scientific or charitable purposes."

Also House bill No. 337, entitled "An act amending the law relating to the protection and propagation of food fishes in the State of Washington," etc., with the following additional amendments:

Amend the title by inserting between the figures "1903" and the word "and," in line 14 thereof, the following: "providing penalties for the violation of the provisions of this act."

Amend by adding to House committee amendment the following after the word "year," section 4, line 21: "During the weekly closed season herein provided, the tunnel and front part of the pot of all fish traps shall be raised to high water mark, to permit salmon and other fish to swim freely and without hinderance in any direction."

Also House bill No. 336, entitled "An act relating to foreclosure of assessments for local improvements," etc.

Also House bill No. 239, amending the law relating to mileage and expenses of county commissioners.

Also House bill No. 141, amending the law relating to incorporation of companies for clearing out and improving rivers, etc.

Also House bill No. 7, entitled "An act authorizing the assessment for local improvement of certain lands held or owned by the State of Washington," etc., with the following amendments:

Strike out the title and insert in lieu thereof the following:

"An act authorizing the assessment, for local improvements, of certain lands owned by the State of Washington and situated within the limits of incorporated cities or towns, and also authorizing such assessment of leasehold, contractual or possessory interests in certain other lands owned by the State situated within such cities or towns and which have been leased, or are held under contracts for the purchase thereof."

Strike out sections 1, 2, 3, 4 and 5, and insert in lieu thereof the following:

"Section 1. That all leasehold, contractual or possessory interests in any tide lands owned by the State of Washington in fee simple (in trust or otherwise), situated within the limits of any incorporated city or town in this State, and which have been leased by the State, or which are held by any person, firm, association, private corporation or municipal corporation under a contract of purchase from the State, may be assessed and charged for the cost of all local improvements specially benefitting such leasehold, contractual or possessory interest, which may be ordered by the proper authorities of such city or town, and such leasehold, contractual or possessory interest, for all the purposes of the assessment and collection of the cost of any such local improvement, shall be treated as the private property of such lessee or owner of such contractual or possessory interest: *Provided*, That the provisions of this section of this act shall apply only to tide lands: *And provided, further*, That nothing in this section shall be construed to affect the title of the State, nor shall any lien for such assessment attach to the fee simple title of the State.

Section 2. That all lands other than tide lands held or owned by the State of Washington in fee simple (in trust or otherwise), situated within the limits of any incorporated city or town in this State, may be assessed and charged for the cost of all local improvements specially benefitting such lands which may be ordered by the proper authorities of such city or town.

Section 3. In all local improvement assessment districts in any incorporated city or town in this State property in such district, other than tide lands, held or owned by the State, shall be assessed and charged for its portion of the cost of such local improvement in the same manner as other property in such district.

Section 4. Upon the approval and confirmation of the assessment roll for any local improvement ordered by the proper authorities of any incorporated city or town in this State, the city or town treasurer shall certify and forward to the commissioner of public lands of the State of Washington a statement of all the lots or parcels of lands (other than tide lands) held or owned by the State, and charged on such assessment roll for the cost of such local improvement, separately describing each such lot or parcel of the State's land, with the amount of the assessment charged against it; the commissioner of public lands shall charge against each such lot or parcel of land owned or held by the State, the amount of the local assessment so certified by the city or town treasurer, and shall then certify said statement to the state auditor, who shall, at the next session of the Legislature, certify to the Legislature the amount of such local assessments charged against such land of the State, and the Legislature shall provide for

Beginning with the word "any," in line 16 of section 1 of the printed bill, strike out the balance of section 1.

Also House bill No. 135, entitled "An act creating a public highway fund," etc., with the following amendments:

In line 2, section 2, of the printed bill, strike out the word "one-half" and insert in lieu thereof the word "one-fourth."

Strike out section 3 of the engrossed bill.

Also House bill No. 340, entitled "An act making it a misdemeanor to sell or exchange property, under representation of giving prizes," etc., with the following amendments:

Amend section 1 by striking the period after the word "specified," in line 33 of the printed bill, and substituting therefor a colon.

Also adding after the word "specified," in line 33 of the printed bill, the words: "*Provided further*, That this act shall not apply to any person giving a due bill, on the sale of merchandise and redeeming the same himself in merchandise: *Provided further*, That this act shall not apply to agricultural or church fairs conducted for scientific or charitable purposes."

Also House bill No. 337, entitled "An act amending the law relating to the protection and propagation of food fishes in the State of Washington," etc., with the following additional amendments:

Amend the title by inserting between the figures "1903" and the word "and," in line 14 thereof, the following: "providing penalties for the violation of the provisions of this act."

Amend by adding to House committee amendment the following, after the word "year," section 4, line 21: "During the weekly closed season herein provided, the tunnel and front part of the pot of all fish traps shall be raised to high water mark, to permit salmon and other fish to swim freely and without hinderance in any direction."

Also House bill No. 336, entitled "An act relating to foreclosure of assessments for local improvements," etc.

Also House bill No. 239, amending the law relating to mileage and expenses of county commissioners.

Also House bill No. 141, amending the law relating to incorporation of companies for clearing out and improving rivers, etc.

Also House bill No. 7, entitled "An act authorizing the assessment, for local improvement of certain lands held or owned by the State of Washington," etc., with the following amendments:

Strike out the title and insert in lieu thereof the following:

"An act authorizing the assessment, for local improvements, of certain lands owned by the State of Washington and situated within the limits of incorporated cities or towns, and also authorizing such assessment of leasehold, contractual or possessory interests in certain other lands owned by the State situated within such cities or towns and which have been leased, or are held under contracts for the purchase thereof."

Strike out sections 1, 2, 3, 4 and 5, and insert in lieu thereof the following:

"Section 1. That all leasehold, contractual or possessory interests in any tide lands owned by the State of Washington in fee simple (in trust or otherwise), situated within the limits of any incorporated city or town in this State, and which have been leased by the State, or which are held by any person, firm, association, private corporation or municipal corporation under a contract of purchase from the State, may be assessed and charged for the cost of all local improvements specially benefitting such leasehold, contractual or possessory interest, which may be ordered by the proper authorities of such city or town, and such leasehold, contractual or possessory interest, for all the purposes of the assessment and collection of the cost of any such local improvement, shall be treated as the private property of such lessee or owner of such contractual or possessory interest: *Provided*, That the provisions of this section of this act shall apply only to tide lands: *And provided, further*, That nothing in this section shall be construed to affect the title of the State, nor shall any lien for such assessment attach to the fee simple title of the State.

Section 2. That all lands other than tide lands held or owned by the State of Washington in fee simple (in trust or otherwise), situated within the limits of any incorporated city or town in this State, may be assessed and charged for the cost of all local improvements specially benefitting such lands which may be ordered by the proper authorities of such city or town.

Section 3. In all local improvement assessment districts in any incorporated city or town in this State property in such district, other than tide lands, held or owned by the State, shall be assessed and charged for its portion of the cost of such local improvement in the same manner as other property in such district.

Section 4. Upon the approval and confirmation of the assessment roll for any local improvement ordered by the proper authorities of any incorporated city or town in this State, the city or town treasurer shall certify and forward to the commissioner of public lands of the State of Washington a statement of all the lots or parcels of lands (other than tide lands) held or owned by the State, and charged on such assessment roll for the cost of such local improvement, separately describing each such lot or parcel of the State's land, with the amount of the assessment charged against it; the commissioner of public lands shall charge against each such lot or parcel of land owned or held by the State, the amount of the local assessment so certified by the city or town treasurer, and shall then certify said statement to the state auditor, who shall, at the next session of the Legislature, certify to the Legislature the amount of such local assessments charged against such land of the State, and the Legislature shall provide for

the payment of the same, with interest, by appropriation out of the general fund of the State.

Section 5. When any land, other than tide lands, owned or held by the State within incorporated cities or towns in this State, against which local improvement assessments have been paid as provided for by the provisions of sections two, three and four of this act, is offered for sale, there shall be added to the appraised value of such land, as provided by law, the amount of the local improvement assessments paid by the State, which amount so added shall be paid by the purchaser in cash at the time of the sale of said land, in addition to the amounts otherwise due to the State for said land, and no deed shall ever be executed until such local assessments have been paid.

Section 6. The provisions of this act shall apply to all municipal corporations, any charter or ordinance provisions to the contrary notwithstanding.

Section 7. Nothing in any of the provisions of this act shall have the effect, or be construed to have the effect, to alter or modify in any particular any existing lease of any lands or property owned by the State or any contract to purchase from the State any of its lands or property, or any agreement under which any possessory or contractual interest in any lands of the State may be owned or held by any person, firm, association, private corporation or municipal corporation, or to waive, release or discharge any covenant, stipulation or obligation of any such lease, contract or agreement, and whether the lands involved be tide lands or other lands."

Also House bill No. 113, entitled "An act authorizing associations and companies owning cemeteries to accept trust funds," etc.

Also House bill No. 303, exempting charitable bequests and devises from taxation, etc.

Also House bill No. 199, amending the law relating to inspection of cattle, etc., with the following amendments:

In line 7, title of the engrossed bill, strike the words "and declaring an emergency."

Strike section 2 of the engrossed bill.

Also House bill No. 182, entitled "An act relating to compulsory school attendance," with the following amendment:

From the title of the printed bill strike out the words "and repealing all laws and parts of laws in conflict herewith."

And the same are herewith transmitted.

The Senate has indefinitely postponed House bill No. 250, entitled "An act for the relief of holders of warrants drawn upon the state normal fund."

The president has signed House bill No. 36, entitled "An act creating a state board of tax commissioners," etc.

Also House bill No. 140, amending the law relating to payment of labor, etc.

Also Senate bill No. 140, entitled "An act amending the law relating to river improvement districts," etc.

Also Senate bill No. 185, making appropriations for certain deficiencies, etc.

Also Senate bill No. 26, amending the law relating to enforcement of liens for labor and material, etc.

Also Senate bill No. 108, to provide against the adulteration of livestock food, etc.

Also Senate bill No. 1, regulating common carriers, etc.

Also Senate bill No. 54, appropriating funds for the payment of expenses, etc., of the presidential electors, etc.

Also Senate bill No. 119, to promote the agricultural interests of the State of Washington, etc.

Also Senate bill No. 237, authorizing the execution of bonds, etc.

Also Senate bill No. 20, requiring the labeling of explosives, etc.

Also Senate bill No. 201, regulating the keeping and deposit of municipal funds.

Also House bill No. 325, entitled "An act amending an act relating to taxation of inheritances."

Also House bill No. 62, for the relief of Skamania county, etc.

Also House bill No. 202, establishing a fish hatchery on Chimacum creek.

Also House bill No. 126, establishing a fish hatchery on Methow river.

Also House bill No. 238, relating to changing corporate names of corporations.

Also House bill No. 53, enabling counties, cities and towns to validate certain warrants, etc.

Also House bill No. 251, to establish fish hatcheries on the Skagit river.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 8, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred House bills Nos. 53, 62, 126, 202, 325, 238, 251, 55, 64, 96, and 303, have compared the same with the engrossed bills and find them correctly enrolled.

Respectfully submitted.

S. W. FENTON, Chairman.

We concur in this report: Wm. Shultz, F. A. Twichell, B. H. Morgan.

## REPORTS ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 8, 1906.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred re-engrossed House bill No. 21, have compared the same with the original bill and find it correctly engrossed.

Respectfully submitted.

LEE VAN SLYKE, Chairman.

We concur in this report: C. E. Vilas, K. P. Frostad, E. A. Blackmore, Frank H. Renick.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 9, 1906.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bill No. 221, have compared same with the original bill and find it correctly engrossed.

Respectfully submitted.

LEE VAN SLYKE, Chairman.

We concur in this report: E. D. Reiter, E. A. Blackmore, Frank Allen.

The speaker signed in open session House bills Nos. 251, 53, 238, 126, 202, 62, 325.

Mr. Roth moved that the House go into a Committee of the Whole for the consideration of House substitute bill No. 397, making appropriations for the maintenance of and sundry expenses to the various state institutions, schools and state offices, etc.

The motion was carried, the House went into Committee of the Whole with Mr. Kellogg in the chair.

The committee arose and recommended that House substitute bill No. 397 be amended as follows, and do pass as amended:

In line 66 change the figures "14,590" to "14,490."

In line 67 strike out "for superintendent's office" and insert in place thereof the words "office of state superintendent of public instruction."

In line 106 insert the word "state" between the words "for" and "labor."

In line 92 strike out the comma after the word "advertising."

In line 163 change figures "113,610.00" to "103,610.00."

In line 194 insert between the words "traveling" and "expenses" the words "and incidental."

Transpose line 269 and line 270.

In line 272, after the word "repairs," add the words "and improvements."

In line 271, after the word "maintenance," add the words "and salaries for two years."

Amend the printed bill as follows:

Strike out the words "National Capital," in line 188 of page 6, and insert therefor "Capital National."

Strike out the figures "\$298,090.00," in line 260 on page 7, and insert therefor "\$298,690.00."

Add to the bill the following:

"For the payment of the salaries of the judges of the superior court appointed since January 1st, 1905, up to March 31st, 1905, \$600.00."

The report of the committee was adopted.

On motion of Mr. Booth the rules were suspended, the second reading was considered the third, and House substitute bill No. 397 was placed on final passage and passed the House by the following vote: Yeas 80, nays 1, absent or not voting 13.

Those voting yea were: Messrs. Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Moldstad, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—80.

Mr. Maloney voted nay.

Those absent or not voting were: Messrs. Allen, Bartlett, Brown, Clarke, Doolittle, Lyons, Minard, Morgan, Morrill, Poyns, Theurer, Weatherford, and Weir—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The House adjourned at 9:55 p. m.

STOREY BUCK,  
*Chief Clerk*

JOSEPH G. MEGLER,  
*Speaker.*



## SIXTIETH DAY.

### MORNING SESSION.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., Thursday, March 9, 1905. }  
10 o'clock.

The speaker called the House to order at 10 o'clock a. m.

Roll call showed all members present except Messrs. Theurer and Weatherford.

Mr. Reid moved that the reading of the journal be dispensed with and that the journal be considered read and as such be approved.

The motion carried.

### FIRST READING OF SENATE BILLS.

Senate bill No. 251, making an additional appropriation of \$10,000 for legislative expenses.

Mr. Todd moved that the rules be suspended and that the bill be read the second time.

The motion was carried, and Senate bill No. 251 was read the second time.

On motion of Mr. Todd the rules were suspended, the second reading was considered the third, and Senate bill No. 251 was placed on final passage and passed the House by the following vote: Yeas 81, nays 0, absent or not voting 13.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Lambert, Levin, J. B. Lindsley, N. E. Linsley,

Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Strobridge, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—81.

Those absent or not voting were: Messrs. Bishop, Booth, Clarke, Dickson, Fenton, Irving, Kenoyer, Keyes, Stevenson, Stilson, Theurer, Van Slyke, and Weatherford—13.

There being no objections, the title of the bill was ordered to stand as the title of the act.

The speaker signed in open session Senate bills Nos. 201, 185, 140, 26, 108, 1, 54, 119, 237, 20, House bills Nos. 55, 303, House substitute bills Nos. 96, 64.

The speaker swore in John P. Tweed and W. N. Bailey as assistant enrolling clerks.

## SECOND READING OF BILLS.

Senate bill No. 229, an act to prevent fraud upon travelers.

Mr. Maloney moved that Senate bill No. 229 be indefinitely postponed.

Mr. Roth moved the previous question.

The previous question was ordered and the motion to indefinitely postpone was lost.

Mr. Maloney offered the following amendment to Senate bill No. 229:

Amend section 7 by striking out all of said section and inserting in lieu thereof the following:

"Section 7. It shall be the duty of all railroad companies in this State, or receiver or trustee of any such railroad company to provide for the redemption from the holder thereof of any part or coupon, or the whole of any ticket or tickets, or evidences of transportation, which they or any of their agents, or the agent of any connecting railway line, may have sold for use on the railroad from the owner, receiver or trustee of which redemption is requested. Such redemption shall be upon the following terms, to-wit: If neither the ticket nor any part thereof has been used by the holder he shall receive the full amount paid therefor; and where the ticket has been used in part the holder thereof shall be entitled to receive the remainder of the price paid for

the whole ticket after deducting therefrom the pro rata share per miles used of the amount paid. That is to say: that the full amount paid shall be reckoned upon the basis of the mileage for which the same was issued, and the nonused portion thereof repaid by said railway company to the holder at such rate per mile. All tickets sought to be redeemed shall be presented for redemption to the railway company from which they have been purchased, or the receiver, trustee or any agent of said company authorized to sell tickets by said railway company, or in case of tickets over one or more lines to any agent of any connecting line upon which such ticket is valid, within a time not exceeding sixty days after the right to use such ticket has expired, by the limitation of time which may be stipulated therein, and shall upon presentation for redemption be redeemed without delay by any such railway company, or receiver thereof, or agent thereof."

And further amend said act by inserting a new section after section 7 and before section 8 reading as follows:

"Section 7½. All railway tickets issued, authorized, sold, or used within the State of Washington are hereby declared to be negotiable, subject only to the term and conditions of this act. Any person purchasing, owning or holding any railway ticket within the State of Washington may transfer the same by an endorsement in writing upon the same, and such transfer shall constitute ownership of said ticket in and to the person holding the same for the purpose of using the unexpired portion thereof, and for the purpose of redemption as in this act set forth; and such transfer may be made by the duly authorized attorney in fact of any such person purchasing, owning or holding any railway ticket."

That said act be further amended by substituting for section 8 of said act the following:

"Section 8. Any railway company, owner, receiver, trustee or operator thereof, or any agent thereof authorized to sell tickets who shall fail, neglect or refuse to redeem or accept any ticket as herein provided for, or any part or coupon thereof, shall be deemed guilty of an offense against the laws of the State of Washington, and upon conviction thereof be fined not less than one hundred dollars nor more than five hundred dollars; or he may be imprisoned for a term of not more than six months, or by both such fine and imprisonment."

That said act shall be further amended by adding thereto section 9.

"Section 9. If any railway company, the owner thereof, operator thereof, receiver or trustee thereof, or any authorized agent thereof, shall refuse to redeem any ticket or to allow the use of the same as in this act provided, then the person to whom the use thereof is refused, or from whom redemption thereof is refused, may maintain a civil action against the railway company or the owner, operator, receiver or trustee thereof for the amount and value of said ticket, and may recover in said action such damages as to the holder of said ticket have occur-

red or accrued and treble the amount of such damages in addition thereto."

Amend the title of the act by adding thereto: "and damages to be recovered for such violation."

The amendment was lost.

On motion of Mr. Roth the rules were suspended, the second reading was considered the third, and Senate bill No. 229 was placed on final passage and passed the House by the following vote: Yeas 69, nays 5, absent or not voting 20.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Clarke, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dawes, Doolittle, Eidemiller, Erickson, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Kellogg, Kenoyer, Lambert, Levin, N. E. Linsley, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Sheets, Shultz, Stilson, Todd, Twichell, Van Slyke, Vilas, Weber, Weir, Williams and Mr. Speaker—69.

Those voting nay were: Messrs. Ayer, Byerly, Lee A. Johnson, J. B. Lindsley, and Maloney—5.

Those absent or not voting were: Messrs. Blackmore, Crane, Dickson, Dobson, Dyke, Fenton, Harper, Keyes, Long, Lyons, Morgan, Ratcliffe, Scott, Smith, Stevenson, Strobbridge, Theurer, Ulsh, Vogtlin, and Weatherford—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Reid moved that the rules be suspended and that each Senate bill read the second time be considered read the third time and placed on final passage.

The motion was carried.

Senate bill No. 248, making an appropriation for the payment of the commissioners of the Lewis and Clark exposition.

The bill was read the second time by sections and passed to third reading.

The bill was considered read the third time, placed on final passage and passed by the following vote: Yeas 80, nays 0, absent or not voting 14.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Clarke, Coate, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Todd, Twichell, Ulsch, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—80.

Those absent or not voting were: Messrs. Byerly, Crandall, D. J. Davis, Fenton, Huxtable, Lyons, Maloney, Roth, Stevenson, Stilson, Strobridge, Theurer, Van Slyke, and Weatherford—14.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 209, appropriating \$5,000 for litigation expenses in the case against the State of Oregon.

The bill was read the second time by sections and passed to third reading.

The bill was considered read the third time, placed on final passage and passed by the following vote: Yeas 75, nays 1, absent or not voting 18.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—75.

Mr. Hare voted nay.

Those absent or not voting were: Messrs. Bassett, Booth, Coate, Crandall, Dickson, Fenton, Hamilton, Huxtable, Lyons, Poyns,

Reiter, Roth, Stevenson, Strobridge, Theurer, Ulsh, Van Slyke, and Weatherford—18.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 163, to provide for payment of expenses for dikes and dams in certain cases.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—74.

Those absent or not voting were: Messrs. Ayer, Booth, Clarke, Dyke, Harper, Henderson, Hoch, Huxtable, N. E. Linsley, Long, Lyons, Maloney, Morrill, Roth, Sheets, Stevenson, Theurer, Ulsh, Van Slyke, and Weatherford—20.

There being no objections, the title of the bill was ordered to stand as the title of the act.

#### SENATE AMENDMENTS.

The House concurred in Senate amendments to House bill No. 337, by the following vote: Yeas 68, nays 1, absent or not voting 25.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Eidemiller, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Houston, Hughes, Irving, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B.

Lindsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morgan, Morrill, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Sheets, Shultz, Stilson, Strobridge, Todd, Twichell, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—68.

Mr. Maloney voted nay.

Those absent or not voting were: Messrs. Blaker, Booth, Bowers, Bradley, Brown, Clarke, D. J. Davis, Dyke, Ericksen, Hare, Hoch, Huxtable, Lee A. Johnson, N. E. Linsley, Lyons, Moldstad, Olsen, Roth, Scott, Smith, Stevenson, Theurer, Ulsh, Van Slyke, and Weatherford—25.

The House concurred in Senate amendments to House bill No. 7, by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Brown, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Poyns, Ratcliffe, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams and Mr. Speaker—78.

Those absent or not voting were: Messrs. Booth, Bradley, Byerly, Clarke, D. J. Davis, Doolittle, Fenton, Hare, Huxtable, Kellogg, Maloney, Morrill, Renick, Shultz, Theurer, and Weatherford—16.

## SECOND READING OF BILLS.

### HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., March 3, 1905.

#### MR. SPEAKER:

We, the majority of your Committee on Railroads, to whom was referred Senate bill No. 93, entitled "An act requiring railroad companies to weigh cars loaded with lumber, shingles and other forest products at junction points," have had the same under consideration.

and we respectfully report the same back to the House with the recommendation that it do pass.

G. E. DICKSON, Chairman.

We concur in this report: Thos. Dobson, E. D. Reiter, Geo. T. Crane, E. E. Smith.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 3, 1905.

MR. SPEAKER:

We, the minority of your Committee on Railroads, to whom was referred Senate bill No. 93, entitled "An act requiring railroad companies to weigh cars loaded with lumber, shingles and other forest products at junction points," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

JESSE HUXTABLE.

N. B. McNICOL.

Mr. Houston moved that the minority report on Senate bill No. 93 be adopted.

The motion was lost.

Mr. Houston offered the following amendments:

Strike out section 4.

Substitute section 5 for section 4.

Substitute section 6 for section 5.

The motion was lost.

The bill, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 57, nays 18, absent or not voting 19.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Griffin, Harper, Henderson, Hoch, Irving, Chas. Johnson, Kellogg, Kenoyer, Keyes, J. B. Lindsley, Long, Maloney, McCoy, McGregor, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reiter, Rudene, Rudio, Sheets, Smith, Stilson, Ulsh, Vilas, Weber, and Mr. Speaker—57.

Those voting nay were: Messrs. Dawes, Eidemiller, Gleason, Hamilton, Hare, Houston, Lee A. Johnson, Lambert, Levin, N. E. Linsley, McNicol, Miller, Reid, Roberts, Scott, Todd, Twichell, and Van Slyke—18.



Those absent or not voting were: Messrs. Booth, Coate, Crandall, Doolittle, Dyke, Hughes, Huxtable, Lyons, Poyns, Renick, Roth, Shultz, Stevenson, Strobridge, Theurer, Vogtlin, Weatherford, Weir, and Williams—19.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Minard moved that Senate substitute bill No. 212 be considered.

The motion was carried.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 6, 1905.

MR. SPEAKER:

We, a majority of your Committee on Railroads, to whom was referred Senate substitute bill No. 212, for Senate bill No. 97, entitled "An act requiring railroad companies and other common carriers to include in the weight of cars the weight of the standards, supports, strips, railings, chains and other appliances necessary to the safe carriage of lumber," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

G. E. DICKSON, Chairman.

We concur in this report: N. J. Moldstad, A. M. Blaker, Thos. Dobson, Robt. F. Booth, J. A. Falconer, E. L. Minard, Geo. H. Miller, E. D. Reiter, E. E. Smith, Geo. T. Crane, Frank Allen.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 6, 1905.

MR. SPEAKER:

We, a minority of your Committee on Railroads, to whom was referred Senate substitute bill No. 212, for Senate bill No. 97, requiring railroad companies and other common carriers to include in the weight of cars the weight of the standards, supports, strips, railings, chains and other appliances necessary to the safe carriage of lumber, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

J. HUXTABLE.

R. S. LAMBERT.

W. H. HARE.

J. M. STEVENSON.

N. B. McNICOL.

Mr. Houston moved that the minority report be adopted.

Mr. Reiter moved to substitute that the majority report be adopted.

The substitute motion was carried.

Mr. Houston offered the following amendment:

Add, after the word "cars," in line 6, section 1, the words "for the sole purpose of determining the exact weight of the cargo of said cars."

Mr. Kellogg moved the previous question.

The motion prevailed.

The amendment was lost.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 58, nays 13, absent or not voting 23.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Harper, Henderson, Hoch, Hughes, Irving, Chas. Johnson, Kellogg, Kenoyer, Keyes, J. B. Lindsley, Long, Maloney, McCoy, McGregor, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Ratcliffe, Reiter, Renick, Rudene, Rudio, Smith, Stilson, Weber and Williams—58.

Those voting nay were: Messrs. Dawes, Eidemiller, Hamilton, Houston, Levin, N. E. Linsley, Lyons, McNicol, Roberts, Shultz, Stevenson, Twichell, and Mr. Speaker—13.

Those absent or not voting were: Messrs. Booth, Coate, Gleason, Griffin, Hare, Huxtable, Lee A. Johnson, Lambert, Miller, Poyns, Reid, Roth, Scott, Sheets, Strobbridge, Theurer, Todd, Ulsh, Van Slyke, Vilas, Vogtlin, Weatherford, and Weir—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Dawes moved that the rules be suspended, and House bill No. 221 be considered.

The motion prevailed.

House bill No. 221, making an appropriation for certain deficiencies.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 221 was passed to third reading.

On motion of Mr. Kellogg the rules were suspended, the second reading was considered the third, and House bill No. 221 was

placed on final passage and passed the House by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Bishop, Blaker, Bolinger, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Frostad, Gleason, Griffin, Hamilton, Hare, Harper, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Sheets, Smith, Stilson, Todd, Twichell, Ulsh, Vilas, Weber, Weir, Williams, and Mr. Speaker—71.

Those absent or not voting were: Messrs. Allen, Blackmore, Booth, Geo. L. Davis, Fancher, Fenton, Fulton, Henderson, Hoch, Huxtable, Keyes, Lyons, Maloney, Morgan, Poyns, Scott, Shultz, Stevenson, Strobbridge, Theurer, Van Slyke, Vogtlin, and Weatherford—23.

There being no objections, the title of the bill was ordered to stand as the title of the act.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 6, 1905.

MR. SPEAKER:

We, your Committee on Constitutional Revision, to whom was referred Senate bill No. 23, entitled "An act providing for the amendment of the Constitution of the State, prohibiting the ownership of lands by aliens," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass when amended as follows:

Section 1, lines 6 and 7, of the engrossed bill, strike out the words "agricultural, irrigation," and also the word "milling."

J. H. DAWES, Chairman.

We concur in this report: J. A. Falconer, G. C. Kenoyer, J. A. Ulsh.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 23 was passed to third reading.

On motion of Mr. Kellogg the rules were suspended, the second reading was considered the third, and Senate bill No. 23 was placed on final passage and failed to pass the House by the following vote: Yeas 34, nays 32, absent or not voting 28.

Those voting yea were: Messrs. Bassett, Benn, Bolinger, Clarke, Crandall, Crane, Dawes, Dobson, Ericksen, Falconer, Gleason, Hare, Hoch, Houston, Irving, Chas. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, McGregor, McVay, Melcher, Minard, Moldstad, Morrill, Reiter, Roth, Scott, Smith, and Stevenson—34.

Those voting nay were: Messrs. Bartlett, Bishop, Blackmore, Blaker, Bowers, Brown, Byerly, D. J. Davis, Geo. L. Davis, Eidemiller, Frostad, Griffin, Harper, Levin, Maloney, McNicol, Miller, Olsen, Ratcliffe, Reid, Roberts, Rudene, Rudio, Sheets, Shultz, Stilson, Todd, Ulsh, Vilas, Weir, Williams, and Mr. Speaker—32.

Those absent or not voting were: Messrs. Allen, Ayer, Booth, Bradley, Coate, Dickson, Doolittle, Dyke, Fancher, Fenton, Fulton, Hamilton, Henderson, Hughes, Huxtable, Lee A. Johnson, Lyons, McCoy, Morgan, Poyns, Renick, Strobridge, Theurer, Twichell, Van Slyke, Vogtlin, Weatherford, and Weber—28.

Mr. Dickson moved that Senate bill No. 80 be substituted on the caendar for Senate memorial No. 8.

The motion was carried.

Senate bill No. 80, relating to the state soldiers' home.

Mr. Dickson offered the following amendment:

*"Provided further, That no person participating in the benefits of said state soldiers' home shall be permitted to participate in the benefits of the county indigent fund of the county in which such home is located."*

The amendment was lost.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Brown, Byerly, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dyke, Eidemiller, Ericksen, Falconer, Frostad, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Roberts, Roth, Rudene, Rudio, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell,

Ulsh, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—73.

Those absent or not voting were: Messrs. Bradley, Clarke, Dobson, Doolittle, Fancher, Fenton, Fulton, Hughes, Huxtable, Levin, Lyons, Maloney, Miller, Morrill, Poyns, Reiter, Renick, Scott, Theurer, Van Slyke, and Weatherford—21.

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. Dawes moved that the rules be suspended and the House consider Senate bill No. 114.

The motion was carried.

Senate bill No. 114, to provide for the establishment and creation of drainage districts.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 80, nays 0, absent or not voting 14.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blaker, Bolinger, Booth, Bowers, Bradley, Bverly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Scott, Sheets, Shultz, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—80.

Those absent or not voting were: Messrs. Ayer, Blackmore, Brown, Hughes, Huxtable, Lyons, Miller, Morrill, Poyns, Rudio, Smith, Theurer, Vilas and Weatherford—14.

The emergency clause was passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Bolinger, Booth, Bowers, Bradley, Brown, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Houston,

Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—78.

Those absent or not voting were: Messrs. Blackmore, Blaker, Byerly, Doolittle, Dyke, Fenton, Fulton, Hoch, Hughes, Huxtable, Lyons, Moldstad, Morrill, Poyns, Theurer, and Weatherford—16.

The clerk was instructed to add the following to the title: "and declaring an emergency."

There being no objections, the title of the bill was ordered to stand as the title of the act.

Mr. J. B. Lindsley moved that the rules be suspended, and that Senate bill No. 216 be considered.

Mr. Hare and others demanded a roll call on the motion.

The motion was lost by the following vote: Yeas 34, nays 31, absent or not voting 29.

Those voting yea were: Messrs. Allen, Bassett, Bolinger, Clarke, Dobson, Fancher, Henderson, Hoch, Kellogg, J. B. Lindsley, N. E. Linsley, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Morgan, Renick, Roberts, Roth, Rudio, Scott, Shultz, Smith, Stevenson, Stilson, Strobridge, Twichell, Ulsh, Van Slyke, Weber, and Weir—34.

Those voting nay were: Messrs. Bartlett, Bishop, Blackmore, Booth, Bradley, Coate, Crandall, Geo. L. Davis, Dawes, Dyke, Ericksen, Frostad, Gleason, Griffin, Hare, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, Levin, Long, Minard, Moldstad, Olsen, Reid, Rudene, Todd, Vogtlin, Williams, and Mr. Speaker—31.

Those absent or not voting were: Messrs. Ayer, Benn, Blaker, Bowers, Brown, Byerly, Crane, D. J. Davis, Dickson, Doolittle, Eidemiller, Falconer, Fenton, Fulton, Hamilton, Harper, Houston, Hughes, Huxtable, Irving, Lyons, Morrill, Poyns, Ratcliffe, Reiter, Sheets, Theurer, Vilas, and Weatherford—29.

Mr. Houston moved that the rules be suspended and the House consider Senate bill No. 142.

The motion was lost by the following vote: Yeas 28, nays 38, absent or not voting 28.

Those voting yea were: Messrs. Bartlett, Benn, Blaker, Bolinger, Booth, Bowers, Coate, Geo. L. Davis, Dawes, Dobson, Erickson, Gleason, Griffin, Houston, Irving, Levin, McNicol, McVay, Renick, Roberts, Sheets, Shultz, Stevenson, Twichell, Van Slyke, Vilas, Weir and Williams—28.

Those voting nay were: Messrs. Allen, Bassett, Bishop, Blackmore, Bradley, Crandall, D. J. Davis, Dickson, Dyke, Eidemiller, Fancher, Frostad, Hare, Harper, Henderson, Hoch, Chas. Johnson, Lee A. Johnson, Kenoyer, Keyes, Lambert, N. E. Linsley, Long, Maloney, Melcher, Minard, Moldstad, Morgan, Olsen, Reid, Rudene, Rudio, Scott, Stilson, Todd, Ulsh, Weber, and Mr. Speaker—38.

Those absent or not voting were: Messrs. Ayer, Brown, Byerly, Clarke, Crane, Doolittle, Falconer, Fenton, Fulton, Hamilton, Hughes, Huxtable, Kellogg, J. B. Lindsley, Lyons, McCoy, McGregor, Miller, Morrill, Poyns, Ratcliffe, Reiter, Roth, Smith, Strobbridge, Theurer, Vogtlin, and Weatherford—28.

Mr. Booth moved that the rules be suspended and the House consider Senate bill No. 246.

The motion was carried.

Senate bill No. 246, to provide for the preservation of the forests of the State.

The bill as engrossed, under suspension of the rules, was considered read the third time and placed on final passage and passed by the following vote: Yeas 58, nays 13, absent or not voting 23.

Those voting yea were: Messrs. Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Geo. L. Davis, Dawes, Dobson, Doolittle, Dyke, Erickson, Falconer, Gleason, Griffin, Hamilton, Harper, Houston, Hughes, Irving, Chas. Johnson, Kellogg, Keyes, Lambert, N. E. Linsley, Maloney, McCoy, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reiter, Renick, Roberts, Rudene, Sheets, Shultz, Stevenson, Stilson, Strobbridge, Todd, Twichell, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—58.

Those voting nay were: Messrs. Crane, Fancher, Hare, Henderson, Kenoyer, Levin, J. B. Lindsley, Long, McGregor, Reid, Roth, Rudio, and Smith—13.

Those absent or not voting were: Messrs. Allen, Ayer, Crandall, D. J. Davis, Dickson, Eidemiller, Fenton, Frostad, Fulton, Hoch, Huxtable, Lee A. Johnson, Lyons, McNicol, Miller, Morrill, Poyns, Scott, Theurer, Ulsh, Van Slyke, Weatherford, and Weir—23.

The clerk was ordered to strike the emergency clause from the title.

There being no objections, the title of the bill, with the emergency clause stricken, was ordered to stand as the title of the act.

Mr. Gleason moved that the rules be suspended, and the House consider Senate memorial No. 8.

The motion prevailed.

Senate memorial No. 8, relating to the Olympic forest reserve.

The memorial as engrossed, under suspension of the rules, was considered read the third time and was placed on final passage and passed by the following vote: Yeas 83, nays 0, absent or not voting 11.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobbridge, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—83.

Those absent or not voting were: Messrs. D. J. Davis, Fulton, Hare, Huxtable, Lyons, McNicol, Morrill, Poyns, Theurer, Ulsh, and Weatherford—11.

Mr. Lee A. Johnson moved that a recess be taken until 2:30 p. m.

The motion was carried.



## AFTERNOON SESSION.

The speaker called the House to order at 2:30 p. m.

Roll call showed all members present except Messrs. Theurer and Weatherford, who were excused.

## RESOLUTIONS.

By Mr. Roth:

*Resolved*, That the speaker, the chief clerk, the assistant chief clerk, and the sergeant-at-arms be allowed ten days in which to complete the work of the session, and that they be allowed their regular per diem therefor.

*Be it further resolved*, That the docket clerk, the desk clerk and the two regular journal clerks be allowed their regular per diem for a period not to exceed ten days in which to finish the work connected with their positions.

Mr. Dawes moved to amend by adding assistants sergeant-at-arms.

The amendment was lost.

The resolution was adopted.

By Mr. J. B. Lindsley:

*Resolved*, That Thomas W. Knight be employed to clean up the House and House committee rooms after the close of the session, and that he be allowed and paid the sum of twenty-five dollars for such service.

The resolution was adopted.

By Mr. Kellogg:

INASMUCH as A. P. Loomis, engrossing clerk, E. R. Ennis, assistant engrossing clerk, and M. A. Keyes, committee clerk, have during the session worked overtime and done extra work,

*Be it resolved by the House of Representatives*, That said A. P. Loomis, E. R. Ennis and M. A. Keyes be paid for said overtime and extra work a sum equal to five days pay each, amounting to the sum of twenty dollars each.

Mr. Bishop moved to lay the resolution on the table.

The motion to lay on the table was carried.

By Mr. Twichell:

*Be it resolved by the House of Representatives*, That S. G. Scheuerle be allowed the sum of \$10.00 for the use of his typewriter during the present session, the same being used in House work, and that the amount be paid the same as other House expenses are paid.

Mr. Kellogg moved to lay the resolution on the table.

The motion prevailed.

By Mr. Kenoyer:

*Resolved by the House of Representatives*, That it is not the desire or intention of the State of Washington to abandon the following described property, to-wit:

Commencing at a point south twenty-four degrees twenty-three minutes west nineteen and ten one-hundredths chains from the northwest corner of Main and Union streets, in the city of Olympia, Thurston county; thence south seven chains and fifty links; thence west eight chains and fifty-eight links; thence north forty-seven degrees west one chain and seventy-three links; thence north forty-eight degrees thirty minutes west one chain and sixty links; thence north sixty-five degrees west one chain and ninety-three links; thence north thirty-three degrees thirty minutes west two chains and eighty links; thence north thirty-eight degrees west one chain and seventeen links; thence north forty-five degrees west one chain and eighty-seven links; thence east sixteen chains and four links, more or less, to the place of beginning, containing ten acres, more or less, and being a part of Donation Claim No. 47 of Edmund Sylvester; being the property upon which the old capitol building was constructed and upon which the State has constructed and is now maintaining the valuable foundation of a capitol building, and

*Resolved further*, That it is the intention and purpose of the State of Washington to retain the same for the uses and purposes for which the same was granted to the State of Washington.

Mr. Dawes moved to lay the resolution on the table.

The motion was carried.

## MESSAGE FROM THE SENATE.

### SENATE CHAMBER.

OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

The Senate has passed House bill No. 41, entitled: "An act to provide for the payment of assessments for local improvements against lots or tracts," against which general tax certificates of delinquency are sought to be foreclosed.

Also House memorial No. 7, relating to the good roads movement.

Also House bill No. 146, to amend the law relating to assessment and collection of taxes, etc.

Also House bill No. 147, to amend the law relating to assessment and collection of taxes, etc.

Also House bill No. 158, entitled: "An act amending the law relating to assessment and collection of taxes in municipal corporations," etc.

Also House bill No. 244, relative to admission in evidence of tax deeds, etc.

And the same are herewith transmitted.

The president has signed Senate bill No. 251, entitled: "An act making an appropriation for legislative expenses."

Also House bill No. 55, entitled: "An act to create a state fish hatchery on the Little Spokane river."

Also House substitute bill No. 64, entitled "An act giving to county commissioners power to grant certain public utility franchises," etc.

Also House substitute bill No. 96, entitled: "An act relating to justices of the peace," etc.

Also House bill No. 303, entitled, "An act relating to taxation of bequests for charitable purposes," etc.

And the same are herewith transmitted.

The Senate has passed House bill No. 152, entitled: "An act regulating automobiles," etc., with the following amendments:

In line 6, section 8 of the printed bill, strike the words "be governed by the usual law of the road by turning," and insert in lieu thereof the word "turn."

In line 7, section 8 of the printed bill, strike the words "by turning," and insert in lieu thereof the word "turn."

In line 8, section 8 of the printed bill, strike the word "left," and insert in lieu thereof the word "right."

In line 2, section 13 of the engrossed bill, strike the words "twenty-five," and insert in lieu thereof the words "one hundred," and strike balance of section 13.

Strike out section 12 of the printed bill.

Make section 13 of the engrossed bill section "12."

After word "state," in line 2 of section 2 of the printed bill, insert the words "annually before June 1st."

Add to the end of section 4 of the printed bill the following: "and the fee for each renewal thereof shall be two dollars."

Strike word "seven," in line 3 of section 5 of the printed bill, and insert in lieu thereof the word "four."

Strike words "or motor cycle," in line 2 of section 5 of the printed bill, and insert the word "or" between words "automobile" and "motor vehicle," in line 2 of section 5.

Strike words "or motor cycle," in line 2 of section 7 of the printed bill, and insert word "or" between words "automobile" and "motor vehicle," in line 2 of section 7.

Strike words "or motor cycle," in line 2 of section 8 of the printed bill, and insert word "or" between words "automobile" and "motor vehicle," in line 2 of section 8 of the printed bill.

Strike words "or motor cycle," in line 2 of section 9 of the printed bill and insert the word "or" between the words "automobile" and "motor vehicle," in line 2 of section 9.

Strike the words "or motor cycle," in line 2 of section 10 of the printed bill, and insert between the words "automobile" and "motor vehicle," in line 2 of section 10, the word "or."

Strike the word "or motor cycle," in line 2 of section 11 of the printed bill, and insert between the words "automobile" and "motor vehicle" the word "or," in line 2 of section 11 of the printed bill.

Strike the words "or motor cycle," in line 2 of section 12 of the amended printed bill, and insert the word "or" between the words "automobile" and "motor vehicle," in line 2 of section 12 of the amended printed bill.

Strike the words "or motor cycle" from the title of the bill, and insert between the words "automobile" and "motor vehicle" the word "or."

And the same is herewith transmitted.

The Senate has passed House bill No. 168, entitled: "An act to amend the law relating to promotion of fruit growing," etc., with the following amendment:

Strike the following, beginning with the words "all county," in line 15, section 2 of the printed bill, to and including the word "expenses," in lines 17 and 18, section 2 of the printed bill, and insert in lieu thereof the following: "All county fruit inspectors shall be entitled to such pay for their services as the board of county commissioners of the county in which their work was performed may direct."

Also House substitute bill No. 22, regulating life insurance companies.

Also House bill No. 227, relating to issuing of licenses by counties, cities and towns, for the sale of spirituous liquors, etc.

And the same are herewith transmitted.

The Senate has indefinitely postponed House bill No. 359, entitled: "An act to amend the law relating to the classifying of counties according to population," etc.

The Senate has passed House bill No. 313, entitled: "An act granting to county commissioners powers to create game reserves," etc., with the following amendment:

Strike out lines 15 and 16, section 1 of the printed bill.

Also House bill No. 237, providing for the payment of lessees of tide lands, etc.

Also House bill No. 367, to change the name of the State institution located at Vancouver, Wash., etc.

Also House bill No. 377, an act to prevent the acceptance, etc., by agents.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## REPORT ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bill No. 397, have compared same with the original bill and find it correctly engrossed.

Respectfully submitted.

LEE VAN SLYKE, Chairman.

We concur in this report: E. A. Blackmore, Frank Allen, E. D. Reiter, C. E. Vilas, K. P. Frostad.

## MESSAGES FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 4, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved House bill No. 38, entitled:

"An act relating to the appropriation of waters of the State for irrigation purposes, granting to the United States the right to exercise the right of eminent domain in acquiring lands, water and other property for rights of way, and for reservoirs and other irrigation works, granting to the United States certain rights in State lands and in the waters of the State, relating to water users' associations, and declaring an emergency."

A. N. BROWN, Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 8, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has today approved the following measures:

House bill No. 157: An act relating to the sale and manufacture of dairy products, amending section nine and amending said act by adding sections thirty-three, thirty-four, thirty-five, thirty-six, thirty-seven, thirty-eight, thirty-nine, forty and forty-one of an act entitled, "An act regulating the manufacture of dairy products, to prevent deception or fraud in the sale of the same, or imitation thereof, providing for the appointment of a dairy commissioner and defining his duties, creating a State board of dairy commissioners and defining their duties, imposing certain duties upon a chemist of State institutions, providing penalties for violation of this law, making an appropriation."

House substitute bill No. 130: An act to prohibit all live stock from running at large in any county and portion of a county in the State

of Washington in which three-fourths of the lands therein are under fence, except in certain cases, and providing a penalty for the enforcement of the act.

A. N. BROWN, Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA., WASH., March 9, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 126: "An act to establish a State fish hatchery on the upper Methow river, or some of its tributaries, in Okanogan county, in the State of Washington."

House bill No. 238: "An act relating to changing corporate names of corporations."

House substitute bill No. 64: "An act giving to county commissioners the power to grant certain public utility franchises on county roads and streets outside of incorporated towns and cities, and confirming certain such grants heretofore made."

House substitute bill No. 96: "An act relating to justices of the peace and constables in cities having a population of more than thirty-five thousand (35,000) inhabitants, providing for their election and appointment, fixing their salaries, and declaring an emergency."

House bill No. 53: An act to enable counties, cities and towns to validate certain warrants and other obligations and evidences of indebtedness on the part of such counties, cities and towns, issued by the corporate authorities thereof in excess of their legal authority, and declaring an emergency."

A. N. BROWN, Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 9, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 303: "An act to exempt bequests and devises when made for certain charitable purposes from the payment of any tax or sum under any inheritance tax law, and remitting any such tax claimed to be due on any such bequest or inheritance."

House bill No. 55: "An act to create a State fish hatchery on the Little Spokane river in Spokane county, State of Washington, for the propagation and distribution of trout, bass and other game fish in the State of Washington, and making an appropriation therefor."

House bill No. 62: "An act for the relief of Skamania county, and making an appropriation."

House bill No. 202: "An act to establish and maintain a State fish

hatchery on Chimacum creek, or some of its tributaries, in Jefferson county, Washington."

House bill No. 251: "An act to establish and maintain State fish hatcheries on the Skagit river, or other suitable streams tributary to Skagit river, Skagit county, Washington."

A. N. BROWN, Private Secretary.

Mr. Hare moved that all House bills not now before the House or Senate be indefinitely postponed.

The motion was carried.

### SENATE AMENDMENTS.

The House concurred in Senate amendments to House bill No. 201 by the following vote: Yeas 84, nays 0, absent or not voting 10.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Smith, Stevenson, Stilson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—84.

Those absent or not voting were: Messrs. Dyke, Eidemiller, Fenton, Sheets, Shultz, Strobridge, Theurer, Ulsh, Weatherford, and Weir—10.

The House concurred in Senate amendments to House bill No. 135 by the following vote: Yeas 83, nays 0, absent or not voting 11.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dickson, Dobson, Doolittle, Dyke, Ericksen, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas.

Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—83.

Those absent or not voting were: Messrs. Dawes, Eidemiller, Falconer, Fenton, Maloney, Renick, Shultz, Strobridge, Theurer, Ulsh, and Weatherford—11.

The House concurred in Senate amendments to House bill No. 199 by the following vote: Yeas 84, nays 0, absent or not voting 10.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Bowers, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Doolittle, Dyke, Erickson, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—84.

Those absent or not voting were: Messrs. Blaker, Booth, Bradley, Dobson, Eidemiller, Shultz, Strobridge, Theurer, Ulsh, and Weatherford—10.

On motion of Mr. Reid the House concurred in Senate amendments to House bill No. 327 by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Messrs. Allen, Ayer, Benn, Bishop, Blackmore, Blaker, Bolinger, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, Geo. L. Davis, Dickson, Dobson, Doolittle, Erickson, Falconer, Fancher, Fenton, Frostad, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Hughes, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, Mc-



Nicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—77.

Those absent or not voting were: Messrs. Bartlett, Bassett, Booth, Bowers, D. J. Davis, Dawes, Dyke, Eidemiller, Fulton, Houston, Huxtable, Kenoyer, Maloney, Morgan, Poyns, Theurer and Weatherford—17.

The House concurred in Senate amendments to House bill No. 240 by the following vote: Yeas 71, nays 2, absent or not voting 21.

Those voting yea were: Messrs. Allen, Benn, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crane, Geo. L. Davis, Dickson, Dobson, Doolittle, Ericksen, Falconer, Fancher, Fenton, Frostad, Gleason, Hare, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Smith, Stevenson, Stilson, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—71.

Those voting nay were: Messrs. Reid, and Todd—2.

Those absent or not voting were: Messrs. Ayer, Bartlett, Bassett, Bishop, Crandall, D. J. Davis, Dawes, Dyke, Eidemiller, Fulton, Griffin, Hamilton, Huxtable, Irving, Maloney, McCoy, Morgan, Shultz, Strobridge, Theurer, and Weatherford—21.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 9, 1906.

### MR. SPEAKER:

The Senate has concurred in House amendments to Senate concurrent resolution No. 22, providing for appointment of legislative committee to visit the Lewis and Clark exposition.

Also in House amendments to Senate bill No. 114, relating to drainage systems.

The Senate has refused to concur in House amendments to Senate bill No. 4, entitled: "An act authorizing the incorporation of fire department relief associations."

And the same is herewith transmitted.

The Senate has passed House bill No. 221, entitled: "An act making an appropriation for certain deficiencies for fiscal year," etc.

Also House bill No. 397, making general appropriations for schools and State offices, etc.

Also House bill No. 256, entitled: "An act to provide for the sending of non-resident insane persons to their place of residence at the expense of the State.

Also House bill No. 330, relating to poisons, etc.

Also House bill No. 208, providing for the purchase of lands, etc.

Also House bill No. 69, establishing fish hatchery on east fork of Lewis river, etc.

Also House bill No. 132, for relief of Henry Sommers, and making appropriation, etc.

Also House bill No. 257, for relief of P. M. Troy, and others, etc.

Also House bill No. 170, amending the law relating to creation of State oyster commission.

Also House bill No. 297, relating to revenue and taxation, with the following amendment:

Strike section 3 of the engrossed bill.

Also House bill No. 312 amending the law relating to the adoption of legal heirs, etc., with the following amendment:

In line 16, section 1 of the printed bill, after the word "child" strike the period, substitute a colon therefor, and add to said section the following words: "And provided further, That either spouse may adopt a child of the other."

Also House substitute bill No. 70, relating to the payment of assessments made on State, school, granted or other lands, etc., with the following amendments:

Strike out section 2 of the printed bill and insert in lieu thereof the following: "Section 2. That in all instances when any assessment heretofore made or shall hereafter be made on State, school, granted or other lands for the purpose of dikes and drainage, the same shall be collected and paid in accordance with the provisions of section 1 of this act."

Strike out the words "included within the provisions of the previous section," at the close of section 2.

Make section 3 section 4.

Insert the words "dikes and" between the words "of" and "drainage" in the second line of title.

Amend by making section 2 section 3.

And the same are herewith transmitted.

The Senate has concurred in House amendments to the following bills:

Senate bill No. 180, establishing hunters' licenses.

Senate substitute bill No. 249, regulating selection of jurors in superior courts, etc.

Senate bill No. 176, to amend the law relating to incorporation of charitable and other associations.

Senate bill No. 65, establishing fish hatchery in Cowlitz county, etc.

Senate bill No. 165, to validate assessments for local improvements, etc.

J. W. LYSONS, Secretary of the Senate.

### SENATE AMENDMENTS.

The House concurred in Senate amendments to House bill No. 254 by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Messrs. Allen, Ayer, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Clarke, Coate, Crane, Geo. L. Davis, Dawes, Dickson, Doolittle, Ericksen, Fancher, Fenton, Gleason, Hare, Harper, Hoch, Houston, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Strobebridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—71.

Those absent or not voting were: Messrs. Bartlett, Bassett, Bowers, Crandall, D. J. Davis, Dobson, Dyke, Eidemiller, Falconer, Frostad, Fulton, Griffin, Hamilton, Henderson, Hughes, Huxtable, Irving, Maloney, McCoy, Stevenson, Stilson, Theurer and Weatherford—23.

The House concurred in Senate amendments to House bill No. 124 by the following vote: Yeas 67, nays 1, absent or not voting 26.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bradley, Brown, Byerly, Coate, Crane, Doolittle, Ericksen, Falconer, Fancher, Frostad, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Reid, Reiter, Renick, Roberts,

Roth, Rudene, Rudio, Scott, Sheets, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vogtlin, Weber, Williams, and Mr. Speaker—67.

Mr. Geo. L. Davis voted nay.

Those absent or not voting were: Messrs. Bartlett, Bowers, Clarke, Crandall, D. J. Davis, Dawes, Dickson, Dobson, Dyke, Eidemiller, Fenton, Fulton, Hare, Hughes, Huxtable, Irving, Lyons, Maloney, Miller, Ratcliffe, Shultz, Stevenson, Theurer, Vilas, Weatherford, and Weir—26.

The speaker in open session signed House bills Nos. 161, 227, 375, 336, 141, 113, and 239.

Mr. Reiter moved that the House concur in Senate amendments to House bill No. 272.

Mr. Vilas moved as a substitute that the House do not concur.

Mr. Roth moved that the House concur in the amendments except as to the word "groceries" in line four.

The motion prevailed.

On motion of Mr. Reid the House concurred in Senate amendments to House bill No. 313 by the following vote: Yeas 59, nays 2, absent or not voting 33.

Those voting yea were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bradley, Brown, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Doolittle, Ericksen, Falconer, Gleason, Griffin, Hamilton, Hare, Henderson, Hoch, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Poyns, Ratcliffe, Reid, Roberts, Roth, Sheets, Smith, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vogtlin, Weber, Williams, and Mr. Speaker—59.

Those voting nay were: Messrs. Booth and Bowers—2.

Those absent or not voting were: Messrs. Allen, Ayer, Benn, Clarke, D. J. Davis, Dobson, Dyke, Eidemiller, Fancher, Fenton, Frostad, Fulton, Harper, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lyons, Morgan, Olsen, Reiter, Renick, Rudene, Rudio, Scott, Shultz, Stevenson, Strobridge, Theurer, Vilas, Weatherford, and Weir—33.

## MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,

OLYMPIA, WASH., March 9, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 36: "An act creating a state board of tax commissioners, defining its powers and duties."

House bill No. 325: "An act to amend section thirteen and fifteen of an act entitled, 'An act relating to the taxation of inheritances and providing for disposition of same,' approved March 6, 1901."

House bill No. 140: "An act amending section 1 of an act entitled 'An act to provide for the payment of wages of labor in lawful money of the United States and to punish violations of the same,' approved March 2, 1888, being section 3305 of Ballinger's Annotated Codes and Statutes of the State of Washington."

A. N. BROWN, Private Secretary.

## HOUSE AMENDMENTS.

Mr. Todd moved that the House decline to recede from its amendments to Senate bill No. 4, and ask a conference committee.

The motion prevailed.

Messrs. Reid, Lyons and Minard were appointed House members of the Conference Committee.

Mr. J. B. Lindsley was called to the chair.

## SENATE AMENDMENTS.

Mr. Roth moved that the House concur in Senate amendments to House bill 276.

The motion prevailed by the following vote: Yeas 56, nays 0, absent or not voting 38.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Bishop, Blaker, Booth, Bowers, Bradley, Byerly, Crandall, Crane, Geo. L. Davis, Dawes, Doolittle, Erickson, Falconer, Fancher, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Lindsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Olsen, Ratcliffe,

Reiter, Renick, Roberts, Roth, Rudio, Smith, Stilson, Todd, Twichell, Van Slyke, Vilas, Weber, and Williams—56.

Those absent or not voting were: Messrs. Ayer, Benn, Blackmore, Bolinger, Brown, Clarke, Coate, D. J. Davis, Dickson, Dobson, Dyke, Eidemiller, Fenton, Frostad, Fulton, Houston, Hughes, Huxtable, Irving, Levin, Maloney, Miller, Morgan, Morrill, Poyns, Reid, Rudene, Scott, Sheets, Shultz, Stevenson, Strobbridge, Theuser, Ulsh, Vogtlin, Weatherford, Weir, and Mr. Speaker—38.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

The Senate has passed House bill No. 72, entitled "An act amending the law relating to registration of voters, etc., with the following amendments:

In the title of the printed bill, after the words "An act," strike out the remainder of said title and substitute the following: "Relating to the registration of voters, and amending sections 1450, 1451, 1455, 1460, and 1461 of Ballinger's Annotated Codes and Statutes of Washington."

In line 1, section 1 of the printed bill, beginning with the figure "2," strike the remainder of line 1 and all of lines 2 and 3, and substitute therefor the words and figures, "1450 of Ballinger's Annotated Codes and Statutes of Washington." In line 4 of said section, strike the figure "2" and substitute the figures "1450" therefor. In line 6 of said section, between the words "for" and "registration" insert the word "the."

In line 1, section 2 of the printed bill, beginning with the figure "1," strike the remainder of line 1 and all of lines 2, 3, 4 and 5 to and including the word "to-wit," and substitute therefor the following: "1451 of Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:"

In line 1, section 3 of the printed bill, beginning with the figure "3," strike the remainder of line 1 and all of lines 2, 3, 4, 5, 6 and 7, to and including the word "follows," and substitute therefor the following: "1455 of Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:"

In line 7 of said section, strike the quotation marks before the word "section." In line 29 of said section, strike the quotation marks after the word "thereto."

In line 1, section 4 of the printed bill, beginning with the figures "13," strike the remainder of said line and all of lines 2 and 3, and substitute therefor the words and figures "1460 of Ballinger's Annotated

Codes and Statutes of Washington." In line 4 of said section, strike the figures "13," and substitute the figures "1460" therefor.

In line 1, section 5 of the printed bill, beginning with the figures "14," strike the remainder of line 1 and all of lines 2 and 3, and substitute the following words and figures: "1461 of Ballinger's Annotated Codes and Statutes of Washington." In line 4 of said section, strike the figures "14," and substitute the figures "1461" therefor.

Also House substitute bill No. 25, entitled: "An act providing for the survey, establishment and repairs of State highways, and creating highway commissions," etc.

Also House bill No. 21, creating office of oil inspector, etc., with the following amendment:

Amend by striking out section 5 of the engrossed bill and inserting in lieu thereof the following: "Sec. 5. The State oil inspector shall receive a salary of eighteen hundred dollars per annum and necessary office and traveling expenses to be paid monthly out of the fees collected. And all oil fees collected in excess of said salary and expenses shall be by him turned into the general fund of the State treasury."

Also Senate bill No. 191, entitled: "An act amending the law relating to assessment and collection of taxes, etc.

Also House bill No. 396, creating office of chief deputy game warden, etc.

Also House bill No. 375, providing for transportation of convicts, etc.

Also House bill No. 161, providing for re-appraisalment of tide lands in city of South Bend, etc.

And the same are herewith transmitted.

The Senate has indefinitely postponed House bill No. 35, providing a method for the assessment and collection of an excise tax, etc.

The Senate has refused to concur in House amendments to Senate bill No. 182, entitled: "An act creating the office of public printer, and the following conference committee has been appointed: Senators Tucker, Welsh and Brown.

The Senate has refused to concur in certain House amendments to Senate substitute bill No. 243, entitled: "An act to provide for publication and sale of Washington Supreme Court Reports," and the House is requested to recede from said amendments.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker swore in Marie Simenson, Fred Guyot and H. B. Cusack as assistant enrolling clerks.

## SENATE AMENDMENTS.

Mr. Kellogg moved that the House concur in Senate amendments to House bill No. 21.

The motion carried by the following vote: Yeas 64, nays 0, absent or not voting 30.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blaker, Booth, Bowers, Brown, Byerly, Crandall, Crane, Geo. L. Davis, Dawes, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Smith, Stilson, Strobridge, Twichell, Ulsh, Van Slyke, Vilas, Weber, Williams, and Mr. Speaker—64.

Those absent or not voting were: Messrs. Blackmore, Bolinger, Bradley, Clarke, Coate, D. J. Davis, Dickson, Dobson, Dyke, Fenton, Frostad, Fulton, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Maloney, Morrill, Poyns, Reid, Roth, Sheets, Shultz, Stevenson, Theurer, Todd, Vogtlin, Weatherford, and Weir—30.

Mr. Gleason moved that the House do not concur in Senate amendments to House bill No. 152, and that the Senate be asked to recede.

The motion prevailed.

Mr. Roth moved that the House concur in Senate amendments to House bill No. 182.

The motion prevailed by the following vote: Yeas 62, nays 0, absent or not voting 32.

Those voting yea were: Messrs. Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Bradley, Brown, Byerly, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Doolittle, Eidemiller, Ericksen, Falconer, Frostad, Gleason, Griffin, Hamilton, Harper, Henderson, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Ratcliffe, Reid, Renick, Roberts, Roth, Rudene, Rudio, Sheets, Shultz, Smith, Stilson, Todd, Twichell, Ulsh, Vilas, Vogtlin, Weber and Williams—62.

Those absent or not voting were: Messrs. Allen, Ayer, Blaker, Booth, Bowers, Clarke, Coate, D. J. Davis, Dobson, Dyke, Fancher, Fenton, Fulton, Hare, Hoch, Houston, Hughes, Irving, Keyes,



Maloney, McGregor, Morgan, Poyns, Reiter, Scott, Stevenson, Strobbridge, Theurer, Van Slyke, Weatherford, Weir, and Mr. Speaker—32.

Mr. Twichell moved that the House concur in Senate amendments to House bill No. 72.

The motion carried by the following vote: Yeas 63, nays 0, absent or not voting 31.

Those voting yea were: Messrs. Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Brown, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Gleason, Griffin, Hamilton, Harper, Henderson, Hoch, Houston, Hughes, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Moldstad, Morrill, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Smith, Stilson, Strobbridge, Todd, Twichell, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—63.

Those absent or not voting were: Messrs. Allen, Ayer, Benn, Bowers, Bradley, Clarke, D. J. Davis, Dobson, Dyke, Fenton, Frostad, Fulton, Hare, Huxtable, Irving, Long, Lyons, Maloney, Minard, Morgan, Olsen, Poyns, Ratcliffe, Roth, Scott, Sheets, Shultz, Stevenson, Theurer, Ulsh, and Weatherford—31.

## MESSAGE FROM THE SENATE.

### SENATE CHAMBER,

OLYMPIA, WASH., March 9, 1905.

#### MR. SPEAKER:

The president has signed House bill No. 161, entitled: "An act providing for the re-appraisalment of tide lands," etc.

Also House bill No. 227, relating to the issuing of licenses for the sale of liquors, etc.

Also House bill No. 375, providing for the transportation of convicts, etc.

Also House bill No. 326, relating to foreclosure of assessments, etc.

Also House bill No. 141, providing for the organization of companies for clearing out rivers, etc.

Also House bill No. 113, authorizing corporations owning cemeteries to accept trust funds, etc.

Also House bill No. 239, relating to mileage of county commissioners. And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

## SENATE AMENDMENTS.

Mr. Gleason moved that the House concur in Senate amendments to House bill No. 312.

The motion carried by the following vote: Yeas 59, nays 0, absent or not voting 35.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Benn, Blackmore, Blaker, Bolinger, Booth, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Gleason, Griffin, Harper, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Smith, Stilson, Todd, Twichell, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—59.

Those absent or not voting were: Messrs. Allen, Bishop, Bowers, Bradley, Brown, Clarke, D. J. Davis, Dobson, Dyke, Fenton, Frostad, Fulton, Hamilton, Hare, Henderson, Houston, Irving, Keyes, Levin, Lyons, Maloney, Morgan, Olsen, Poyns, Roth, Scott, Sheets, Shultz, Stevenson, Strobridge, Theurer, Ulsh, Van Slyke, Weatherford, and Weir—35.

Mr. Reid moved that the House concur in Senate amendments to House bill No. 297.

The motion carried by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Benn, Bishop, Blackmore, Bolinger, Booth, Bowers, Brown, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Doolittle, Eidemiller, Ericksen, Falconer, Fancher, Gleason, Griffin, Hamilton, Hare, Harper, Hoch, Houston, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Rudene, Rudio, Scott, Smith, Stevenson, Stilson, Todd, Twichell, Vilas, Vogtlin, Weber, Weir, and Williams—69.

Those absent or not voting were: Messrs. Ayer, Blaker, Bradley, Clarke, D. J. Davis, Dobson, Dyke, Fenton, Frostad, Fulton, Henderson, Hughes, Huxtable, Levin, Maloney, Morgan, Roth,

Sheets, Shultz, Strobridge, Theurer, Ulsh, Van Slyke, Weatherford, and Mr. Speaker—25.

Mr. Lee A. Johnson moved that the House concur in Senate amendments to House bill No. 168.

Mr. Falconer moved as a substitute that the House do not concur in the amendments.

The substitute motion was lost.

The motion to concur in the Senate amendments to House bill No. 168 was carried by the following vote: Yeas 56, nays 1, absent or not voting 37.

Those voting yea were: Messrs. Ayer, Bartlett, Bassett, Blackmore, Blaker, Bolinger, Bradley, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Dobson, Eidemiller, Ericksen, Falconer, Fancher, Griffin, Harper, Henderson, Hoch, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Lambert, J. B. Lindsley, N. E. Linsley, McCoy, McGregor, McVay, Melcher, Miller, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Roth, Rudene, Sheets, Smith, Stilson, Todd, Twichell, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—56.

Mr. Bishop voted nay.

Those absent or not voting were: Messrs. Allen, Benn, Booth, Bowers, Brown, Clarke, D. J. Davis, Doolittle, Dyke, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Houston, Irving, Keyes, Levin, Long, Lyons, Maloney, McNicol, Minard, Morgan, Renick, Roberts, Rudio, Scott, Shultz, Stevenson, Strobridge, Theurer, Ulsh, Van Slyke, Weatherford, and Weir—37.

Mr. Roth moved that the House concur in Senate amendments to House bill No. 70.

The motion carried by the following vote: Yeas 55, nays 0, absent or not voting 39.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Bradley, Byerly, Coate, Crandall, Crane, Geo. L. Davis, Dawes, Dickson, Ericksen, Fancher, Gleason, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Chas. Johnson, Lee A. Johnson, Kenoyer, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morrill, Ratcliffe, Reid, Renick, Roberts, Roth, Scott, Smith, Stilson, Twichell, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—55.

Those absent or not voting were: Messrs. Benn, Booth, Bow-ers, Brown, Clarke, D. J. Davis, Dobson, Doolittle, Dyke, Eide-miller, Falconer, Fenton, Frostad, Fulton, Griffin, Hamilton, Hare, Irving, Kellogg, Keyes, Lyons, Maloney, Miller, Morgan, Olsen, Poyns, Reiter, Rudene, Rudio, Sheets, Shultz, Stevenson, Strobridge, Theurer, Todd, Ulsh, Van Slyke, Weatherford, and Weir—39.

### HOUSE AMENDMENTS.

Mr. J. B. Lindsley moved that the House refuse to recede from its amendments to Senate bill No. 243, and request a conference committee.

The motion carried.

The speaker named the following members of the conference committee: Messrs. Lindsley, Lambert and Kellogg.

The speaker appointed Messrs. Twichell, Reid, and Van Slyke as members of the conference committee on Senate bill No. 182.

Th House took a recess at 5 p. m. till 8 p. m.

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### EVENING SESSION.

The speaker called the House to order at 8 p. m.

Roll call showed all members present except Messrs. Theurer and Weatherford, excused.

### RESOLUTIONS.

By Mr. Roth:

*Be it resolved*, That the speaker's clerk be allowed his regular per diem for a period of not to exceed five days after the close of the session, to assist in finishing the work connected with the closing up of the session of this Legislature.

The resolution was adopted.

By Mr. Houston:

*Be it resolved*, That the chief clerk be instructed to have printed a complete list of all the titles of bills passed by the Senate and House, and that a copy of same be sent to each member of the House and a copy to each member of the chief clerk's staff.

The resolution was adopted.

Mr. Vilas moved that the House reconsider the vote on the resolution relative to the payment of \$10 to S. G. Scheuerle for use of his typewriter.

The motion was carried.

The resolution was adopted.

By Mr. Ulsh:

*Resolved*, That the sum of ten dollars be allowed Enrolling Clerk Grant Cotrill for the use, by the various committees of the Legislature, of his typewriter and tabulator during the session of the Legislature.

The resolution was adopted.

### ENROLLING CLERKS.

The speaker swore in Mrs. M. H. Tamlin, Mrs. G. H. Greenbank, C. P. Foland, Margerite Scully, N. E. Smith, F. V. Taylor, R. L. O'Brien, R. E. Eastman, Fred Rosmond, Jeanette Thompson and V. A. Milroy as assistant enrolling clerks.

The speaker in open session signed House bills Nos. 158, 7, 244, 22, 367, 226, 330, and 216.

Mr. Vilas was called to the chair.

### REPORTS OF CONFERENCE COMMITTEES.

#### HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

We your Committee on Conference, to whom was referred Senate bill No. 182, entitled: "An act creating the office of public printer, providing for the appointment thereof, fixing the compensation thereof, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that the House recede from the amendment in line 28, section 6 engrossed bill, being line 37, section 6 of the original bill, which changed the word "eight" to "sixteen," and that the Senate concur in the remainder of the amendments.

F. A. TWICHELI, Chairman.

We concur in this report: Lee Van Slyke, Geo. T. Reid, O. A. Tucker, C. G. Brown, John T. Welsh.

The report of the conference committee was adopted.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

We, your Committee on Conference, to whom was referred Senate substitute bill No. 243, entitled, "An act to provide for the publication sale of the Washington Supreme Court Reports," have conferred with the Senate Conference Committee on the House amendments to said bill, and after such conference recommend that the House recede from its amendment in line 9 of section 2 of the engrossed bill, and recede from its amendment in line 10 of section 2 of the engrossed bill, and refuse to recede from its amendment in the last line of section 2 of the said bill.

J. B. LINDSLEY,  
J. A. KELLOGG,  
R. S. LAMBERT,  
E. M. RANDS,  
E. B. PALMER,  
WILL G. GRAVES,

The report was adopted.

### MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 9, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has today approved the following measures:

House bill No. 141: "An act to amend section three of an act entitled, 'An act to provide for the organization and incorporation of companies for clearing out and improving rivers and streams in this State, and for the purpose of driving, sorting, holding and delivering logs and other timber products thereon, fixing maximum tolls therefor,' approved March 18, 1895."

House bill No. 336: "An act relating to foreclosure of assessments for local improvements in cities of the third and fourth classes."

House bill No. 375: "An act providing for the transportation of convicts to the State penitentiary, transportation of insane persons to the hospitals for the insane, and of incorrigibles to the State reform school, repealing laws inconsistent with this act, and declaring an emergency."

House bill No. 161: "An act providing for the re-appraisement of the tide lands in front of and adjacent to the city of South Bend, in the county of Pacific, State of Washington."

House bill No. 227: "An act relating to the issuing of licenses by counties, cities and towns for the sale or disposal of spirituous, fer-

mented, malt or other intoxicating liquors, and providing for the payment to the State of its proportionate share of the license fee."

House bill No. 113: "An act authorizing associations and companies owning cemeteries to accept trust funds, the income therefrom to be used in the betterment, care and improvement of such cemeteries."

House bill No. 239: "An act to amend section three hundred forty of Ballinger's Annotated Codes and Statutes of the State of Washington, same being section 4121 of Pierce's Washington Code, relating to mileage and expenses of county commissioners."

A. N. BROWN, Private Secretary.

Mr. J. B. Lindsley was called to the chair.

The committee appointed to purchase a suitable gift for the battleship Washington reported progress.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

The Senate declines to recede from its amendments to House bill No. 272, relating to peddlers and vendors, and the president has appointed as a conference committee on the part of the Senate, Senators Hammer, Stewart and O'Donnell, and the bill is herewith transmitted.

The Senate refuses to recede from its amendments to House bill No. 152, regulating automobiles, and requests a conference, and the bill is herewith transmitted.

The Senate has passed Senate concurrent resolution No. 25, relating to the appointment of joint committee to call on the Governor, and the same is herewith transmitted.

The president has signed House bill No. 158, entitled: "An act providing for the assessment and collection of taxes," etc.

Also House bill No. 7, entitled: "An act authorizing the assessment of certain lands for improvement purposes," etc.

Also House bill No. 244, entitled: "An act relative to the admission in evidence of tax deeds," etc.

Also House substitute bill No. 22, entitled: "An act regulating life insurance companies," etc.

Also House bill No. 367, entitled: "An act relative to the State school for defective youth," etc.

Also House bill No. 226, entitled: "An act to establish a general uniform system of public schools."

Also House bill No. 330, entitled: "An act in relation to poisons," etc.

Also House bill No. 216, entitled: "An act providing for the protection and propagation of food fish," etc.

And the same are herewith transmitted.

The president has signed Senate bill No. 163, entitled: "An act to pay expenses, relative to dikes," etc.

Also Senate bill No. 180, establishing hunters' licenses, etc.

Also Senate bill No. 176, amending law relating to organization of charitable organizations, etc.

Also Senate bill No. 80, amending the law relating to the soldiers' home.

Also Senate memorial No. 8, relating to Olympic forest reserve.

Also Senate bill No. 165, entitled: "An act validating assessments on local improvements, etc.

Also Senate bill No. 93, requiring railroads to weigh cars, etc.

Also Senate bill No. 209, appropriating \$5,000 for suit of State of Washington against State of Oregon, etc.

Also Senate bill No. 212, requiring railroads and other common carriers to include weights, etc., in cars, etc.

Also Senate bill No. 229, to prevent fraud upon travelers, etc.

Also Senate bill No. 248, paying of expenses of commission to Lewis and Clark exposition, etc.

Also Senate bill No. 65, for a fish hatchery in Cowlitz county.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker appointed as a conference committee on House bill No. 172, Messrs. N. E. Linsley, Doolittle and McNicol.

The speaker appointed as a conference committee on House bill No. 272, Messrs. Reiter, Crane and Dickson.

The speaker in open session signed Senate bills Nos. 65, 248, 165, 93, 209, 212, 229, 163, 180, 176, and 80, and Senate memorial No. 8.

The conference committee on House bill No. 272 reported that they were unable to agree and asked for the powers of a free conference committee.

Mr. Roth moved that the committee be granted such powers.

The motion was carried.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

The Senate has adopted the report of the conference committee on Senate bill No. 182, creating the office of public printer, and the bill is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.



## CONFERENCE COMMITTEES.

The report of the conference committee on Senate bill No. 182 was adopted, and the bill as amended passed the House by the following vote: Yeas 75, nays 7, absent or not voting 12.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Bishop, Bolinger, Booth, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Moldstad, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stevenson, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Williams, and Mr. Speaker—75.

Those voting nay were: Messrs. Blackmore, Blaker, Bowers, Fulton, Hughes, Huxtable, and Minard—7.

Those absent or not voting were: Messrs. Bartlett, Benn, Bradley, Dickson, Dobson, Fenton, Long, Morgan, Strobridge, Theurer, Weatherford, and Weir—12.

## LEWIS AND CLARK EXPOSITION.

The speaker appointed the following members as the committee to visit the Lewis and Clark Exposition: The Speaker, and Messrs. Falconer, Huxtable, Lambert, Williams, Fulton, Reid, Vilas, and Maloney.

## RESOLUTION.

By Mr. Hare:

*Resolved*, That Storey Buck, chief clerk of the House, be authorized to have the copy of the House journal prepared for the printer, together with a suitable index, and that he be allowed for such work the compensation provided for in the general appropriation bill; the State auditor to issue a warrant for one-half the amount when the printer's receipt is filed in his office, and for the balance when the printer shall have certified that the reading of proofs on the journal and index has been completed and found to be correct.

The resolution was adopted.

## CONFERENCE COMMITTEES.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

We, your Conference Committee, to whom was referred House bill No. 152, entitled, "An act regulating automobiles," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that the committee be given the power of free conference committee.

N. E. LINSLEY, Chairman.

We concur in this report: E. B. Palmer, W. A. Henry, Wm. Hickman Moore, W. B. McNicol, George T. Doolittle.

Mr. Dickson moved that the committee be given the powers of a free conference committee.

The motion was carried.

The report of the conference committee on Senate substitute bill No. 243 was adopted, and the bill as amended by the conference committee passed the House by the following vote: Yeas 87, nays 0, absent or not voting 7.

Those voting yea were: Messrs. Allen, Ayer, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Gleason, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, J. B. Lindsley, N. E. Linsley, Long, Lyons, Maloney, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Minard, Moldstad, Morgan, Morrill, Olsen, Poyns, Ratcliffe, Reid, Reiter, Renick, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobridge, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—87.

Those absent or not voting were: Messrs. Bartlett, Benn, Crane, Fenton, Stevenson, Theurer, and Weatherford—7.

## MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 9, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 330: An act in relation to poisons and prohibiting the combination of poisonous substances with crackers, bread or other preparations in any manner resembling or in similitude of any edible product, and prescribing penalties for its violations.

House bill No. 367: An act to change the name of the State institution located at Vancouver, Washington, from "State School for Defective Youth," to "State School for the Deaf and the Blind."

House bill No. 244: An act relative to the admission in evidence of tax deeds.

House bill No. 158: An act to amend section six of "An act to provide for the assessment and collection of taxes in municipal corporations of the third and fourth class in the State of Washington, and declaring an emergency," approved March 9, 1893.

House bill No. 226: An act to amend sections 77, 78, 92, 97, 119 and 120 of an act entitled, "An act to establish a general uniform system of public schools in the State of Washington, and repealing chapter VI of title III, chapter VII of title V, all of title X except chapter XVII, chapter IV of title L, all being of volume I of Hill's Annotated Statutes and Codes of Washington; also repealing all amendments thereto, also repealing an act entitled 'An act concerning the formation of new school districts, changing the boundaries and transferring territory from one district to another,' approved March 9, 1893; also repealing an act entitled, 'An act to provide for the management and control of state normal schools in the State of Washington,' approved March 10, 1893, and all amendments thereto; also repealing an act entitled, 'An act granting to school districts the right to purchase school house sites of school lands belonging to the State of Washington of not less than one acre and not more than five acres, and granting to school districts the preference right to purchase such sites, and declaring an emergency,' approved February 26, 1895; also repealing an act entitled, 'An act relating to the indebtedness of school districts, providing means and methods for paying and funding the same, and means for validating the same or any part thereof incurred in excess of one and one-half per centum of the taxable property of the school district without the assent of three-fifths of the voters of the school district voting at an election held for that purpose, and declaring that an emergency exists for the taking effect of this act on its passage and approval by the Governor,' approved March 1, 1895; also repealing an act entitled, 'An act to provide for the formation of joint school districts, and to prescribe the minimum number of school children required for the formation of new school districts, and declaring an emergency,' approved March 13, 1895; said act of which this act is amendatory, being known and cited as the Code of Public Instruction of the State of Washington, and being chapter CXVIII of the Session Laws of 1897, approved March 19, 1897."

A. N. BROWN, Private Secretary.

## CONFERENCE COMMITTEE.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

We, your Committee on Conference, to whom was referred House bill No. 272, entitled "An act relating to peddlers and vendors," have had the same under consideration, with the Senate Conference Committee, and we respectfully report the same back to the House with the recommendation that the House recede from its position and concur in the Senate amendment.

G. E. DICKSON, Chairman.

We concur in this report: Geo. T. Crane, E. D. Reiter.

The report of the conference committee on House bill No. 272 was adopted, the House receded from its position, and the bill as amended by the Senate passed the House by the following vote: Yeas 76, nays 7, absent or not voting 11.

Those voting yea were: Messrs. Allen, Bartlett, Bassett, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dawes, Dickson, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Frostad, Fulton, Griffin, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Irving, Chas. Johnson, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, J. B. Lindsley, N. E. Linsley, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Miller, Moldstad, Morrill, Olsen, Reid, Reiter, Roberts, Roth, Rudene, Rudio, Scott, Sheets, Shultz, Smith, Stilson, Strobridge, Twichell, Ullsh, Van Slyke, Vogtlin, Weber, Williams, and Mr. Speaker—76.

Those voting nay were: Messrs. Ayer, Levin, Minard, Ratcliffe, Renick, Todd, and Vilas—7.

Those absent or not voting were: Messrs. Benn, Fenton, Gleason, Long, Maloney, Morgan, Poyns, Stevenson, Theurer, Weatherford, and Weir—11.

## FREE CONFERENCE COMMITTEE.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

We, your Free Conference Committee, to whom was referred House bill No. 152, entitled: "An act regulating automobiles," etc., have had the same under consideration, and we respectfully report the same back

to the House with the recommendation that the House consent to all amendments except amendment striking section 12. The Senate recedes from its amendment to section 12. After the word "act," in line 8 of section 2 add "and shall be renewed annually thereafter."

N. E. LINSLEY, Chairman.

We concur in this report: Wm. Hickman Moore, George T. Doolittle, N. B. McNicol, E. B. Palmer, W. A. Henry.

The report of the Free Conference Committee on House bill No. 152 was adopted, and the bill as amended was passed by the House by the following vote: Yeas 74, nays 4, absent or not voting 16.

Those voting yea were: Messrs. Allen, Ayer, Bartlett, Bassett, Benn, Bishop, Blackmore, Blaker, Bolinger, Booth, Bowers, Bradley, Brown, Byerly, Clarke, Coate, Crandall, Crane, D. J. Davis, Geo. L. Davis, Dobson, Doolittle, Dyke, Eidemiller, Ericksen, Falconer, Fancher, Fenton, Frostad, Fulton, Gleason, Hamilton, Hare, Harper, Henderson, Hoch, Houston, Hughes, Huxtable, Lee A. Johnson, Kellogg, Kenoyer, Keyes, Lambert, Levin, N. E. Linsley, Long, Lyons, McCoy, McGregor, McNicol, McVay, Melcher, Minard, Moldstad, Morgan, Olsen, Ratcliffe, Reiter, Roberts, Rudene, Rudio, Shultz, Stilson, Todd, Twichell, Ulsh, Van Slyke, Vilas, Vogtlin, Weber, Weir, Williams, and Mr. Speaker—74.

Those voting nay were: Messrs. Griffin, J. B. Lindsley, Miller, and Roth—4.

Those absent or not voting were: Messrs. Dawes, Dickson, Irving, Chas. Johnson, Maloney, Morrill, Poyns, Reid, Renick, Scott, Sheets, Smith, Stevenson, Strobbridge, Theurer, and Weatherford—16.

## REPORT ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,  
OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred House bills Nos. 239, 141, 336, 113, 375, 227, 161, 226, 216, 244, 22, 7, 158, 367, 330, 135, 297, 208, House memorial No. 7, House bills Nos. 25, 396, 132, 124, 147, 313, 221, 377, 254, 256, 41, 340, 237, 70, 327, 146, 312, 199, 257, 170, 337, 69, 201, 182, 276, 397, 72, 152, 168, 272, and 21, have compared the same with the engrossed bills and find them correctly enrolled.

Respectfully submitted.

S. W. FENTON, Chairman.

We concur in this report: F. A. Twichell, Wm. Shultz, John A. Fancher, W. H. Hughes.

## MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 9, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 216: An act to amend sections four and nine of an act of the Legislature of the State of Washington, approved March 13, 1899, entitled "An act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency," and declaring an emergency.

House bill No. 7: An act authorizing the assessment for local improvements of certain lands owned by the State of Washington and situated within the limits of incorporated cities or towns, and also authorizing such assessment of leasehold, contractual or possessory interests in certain other lands owned by the State situated within such cities or towns and which have been leased, or are held under contracts for the purchase thereof.

A. N. BROWN, Private Secretary.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

The president has appointed as Senate members of the joint committee to visit the Lewis and Clark Exposition, in accordance with Senate concurrent resolution No. 22, Senators Rands, Clapp, Kennedy, Moore, O'Donnell, Hutson and Welsh.

The president has signed Senate substitute bill No. 249, entitled "An act providing for and regulating the selection of jurors in the superior courts of the State," etc.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker signed in open session House bills Nos. 340, 254, 221, 237, 313, 32, 124, 327, 170, 41, 256, 135, 297, 208, 25, 377, 147, 146, 199, 312, 396, 257, House memorial No. 7, House substitute bill No. 70, Senate substitute bill No. 249, House bills Nos. 337, 69, 201, 182, 276, 397, 21, 272, and Senate bills Nos. 114 and 246.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

The Senate has concurred in Conference Committee report on Senate bill No. 182, entitled "An act creating the office of public printer."

Also on Senate substitute bill No. 243, entitled "An act relating to the publication of the supreme court reports," etc.

The president has signed House substitute bill No. 397, entitled "An act making appropriation for the various state institutions," etc.

Also House bill No. 337, providing for protection and propagation of food fishes, etc.

Also House bill No. 201, relating to the protection of clams, etc.

Also House bill No. 69, establishing a fish hatchery on the Lewis river, etc.

Also House bill No. 276, authorizing cities and towns to construct waterways, etc.

Also House bill No. 182, relating to the compulsory attendance of school children, etc.

Also Senate bill No. 114, amending the law relating to creation of drainage districts, etc.

Also House bill No. 340, entitled "An act making it a misdemeanor to sell or exchange property under the representations," etc.

Also House bill No. 254, providing for closed season for crabs.

Also House bill No. 221, making an appropriation for certain deficiencies, etc.

Also, House bill No. 237, providing for the payment to lessees of tide lands, etc.

Also House bill No. 313, granting the board of county commissioners power to create game preserves.

Also House bill No. 132, for the relief of Henry Sommers, etc.

Also House bill No. 124, relating to savings banks, etc.

Also House bill No. 327, providing for levy and collection of road and property tax, etc.

Also House bill No. 147, providing for the assessment and collection of taxes, etc.

Also House bill No. 146, providing for the collection of taxes in cities of the first class, etc.

Also House substitute bill No. 70, relating to the assessment of state, school and granted lands, etc.

Also House bill No. 199, prohibiting the transportation of horses, etc.

Also House bill No. 312, relating to the adoption of legal heirs, etc.

Also House bill No. 396, providing for the appointment of office of chief deputy game warden, etc.

Also House bill No. 257, for the relief of P. M. Troy, etc.

Also House memorial No. 7, relating to good roads.

Also House bill No. 170, creating state oyster commission, etc.

Also House bill No. 41, providing for payment of assessments for local improvements, etc.

Also House bill No. 256, providing for sending of insane to their place of residence, etc.

Also House bill No. 135, creating fund known as public highway fund, etc.

Also House bill No. 297, relating to revenue and taxation, etc.

Also House bill No. 208, providing for purchase of lands for state reform school, etc.

Also House substitute bill No. 25, creating office of highway commission, etc.

Also House bill No. 377, to prevent the acceptance of gifts, etc.

Also Senate bill No. 246, providing for preservation of forests, etc.

Also House bill No. 21, creating the office of oil inspector.

Also House bill No. 272, relating to peddlers, etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker in open session signed House bills Nos. 152, 72, and 168.

## MESSAGES FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 9, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 297: An act relating to revenue and taxation.

House bill No. 208: An act to provide for the purchase of additional land adjoining grounds upon which is located the buildings of the state reform school, and making an appropriation therefor.

House bill No. 254: An act to provide for a closed season for crabs in the State of Washington, to prohibit the sale or canning thereof, and fixing a penalty for the violation thereof.

House bill No. 135: An act creating a fund to be known as the public highway fund and making provisions for an annual levy to produce revenue therein for the construction and repairs of highways and bridges.

House bill No. 221: An act making an appropriation for certain deficiencies for the fiscal period ending March 31, 1905.

House bill No. 170: An act to annul section 14, chapter 166, Session Laws 1903, of an act entitled "An act to create a state oyster commission, to define its duties and powers, to provide for the protection and management of the state oyster land reserves, to create a fund to be



known as the oyster fund, providing for the issue of license to take oysters from the state oyster land reserves, providing for a penalty for violation of the provisions of this act, making an appropriation, and declaring an emergency."

House bill No. 132: An act for the relief of Henry Sommers and making an appropriation therefor.

House bill No. 313: An act granting to boards of county commissioners the power to create game reserves on certain islands within their respective counties, making it unlawful to take game from such reserves and prescribing a penalty for a violation thereof.

A. N. BROWN, Private Secretary.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,  
OLYMPIA, WASH., March 9, 1905.

*To the Honorable, the House of Representatives:*

I am directed by the Governor to inform you that he has this day approved the following measures:

House bill No. 147: An act entitled "An act to amend section 64 of 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1897."

House bill No. 124: An act in relation to savings banks, savings and loan societies, and institutions in which deposits of money are made.

House bill No. 256: An act to provide for the sending of non-resident insane persons to their place of residence at the expense of the State.

House substitute bill No. 70: An act relating to the payment of assessments made on state, school, granted or other lands for the purpose of dikes and drainage, and amending section 25 of an act entitled "An act providing for the establishment and construction of ditches for drainage purposes," approved March 8, 1901 (same being section 4594 of Pierce's Washington Code), and making an appropriation therefor and declaring an emergency.

A. N. BROWN, Private Secretary.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER.  
OLYMPIA, WASH., March 9, 1905.

MR. SPEAKER:

The president has signed Senate substitute bill No. 243, entitled "An act to provide for the publication and sale of the Washington Supreme Court Reports."

Also House bill No. 72, relating to registration of voters, etc.

Also House bill No. 152, regulating automobiles, etc.

Also House bill No. 168, amending the law relating to fruit growing.

And the same are herewith transmitted.

The president has appointed Senators Welsh and Palmer as a com-

mittee to wait on the Governor in accordance with Senate concurrent resolution No. 25.

The president has signed Senate bill No. 182, entitled "An act creating the office of public printer," and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker signed Senate bill No. 182 and Senate substitute bill No. 246.

### RESOLUTION.

Senate concurrent resolution No. 25, appointing a committee of the Senate and House to notify the Governor that the Legislature had closed its business, was adopted.

The speaker appointed Messrs. Hare, Gleason and Reid.

Mr. Vilas moved that a committee be appointed to notify the Senate that the House was about to adjourn.

The speaker appointed Messrs. Vilas, McCoy and Fulton.

A committee from the Senate notified the House that the Senate was ready to adjourn.

The joint committee from the Senate and House, to ask the Governor if he had any further communications for the Legislature, reported that the Governor had nothing further to present.

Mr. Huxtable moved that the journal of today be approved.

The motion was carried.

On motion of Mr. Vilas, at the hour of 11:47 p. m. the House adjourned *sine die*.

STOREY BUCK,  
Chief Clerk.

JOSEPH G. MEGLER,  
Speaker.



LIST OF MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON FOR THE YEAR 1905,  
WITH POLITICS, OCCUPATION, COUNTIES REPRESENTED AND POSTOFFICE ADDRESS OF EACH.

J. G. MEGLER, Brookfield, Speaker of the House of Representatives.

NAMES	District.	County.	Residence.	Age.	Birthplace.	Occupation.	Politics.	Previous Legislative Service.	
								Senate.	House.
Allen, Frank	14	Franklin	Kahlotus	28	Indian Ter.	Grain	Rep.		
Ayer, Robert	28	Thurston	Olympia	37	Connecticut	Farmer	Dem.		
Barlett, Talbert	33	Jefferson	Pt. Townsend	53	Maine	Shipping	Rep.		
Bassett, J. D.	15	Adams	Ritzville	46	Connecticut	Banker	Rep.		1903
Benn, E. R.	29	Chenails	Aberdeen	31	Washington	Real Estate	Rep.		1898-01
Bishop, Wm. Jr.	33	Jefferson	Chimicum	44	Washington	Farmer	Rep.		
Blackmore, E. A.	23	Clarke	Ridgefield	53	England	Merchant	Rep.		
Blaker, A. M.	23	Clark	Vancouver	53	Wisconsin	Lumberman	Rep.		
Bolinger, W. A.	17	King	Methow	41	Arkansas	Merchant	Rep.		
Booth, Robt. F.	47	King	Seattle	29	Minnesota	Lawyer	Rep.		
Bowers, D. F.	8	Spokane	Latah	44	Illinois	Miner	Rep.		
Bradley, R. Lee	51	Skagit	Anacortes	35	Washington	Merchant	Rep.		
Brown, Wesley W.	40	King	Black Diamond	42	Wisconsin	Farmer	Rep.		1903
Byerly, Oliver	24	Cowlitz	Ostrander	64	Pennsylvania	Lumberman	Rep.		1898-03
Clarke, W. H.	40	King	Vashon	50	Illinois	Farmer	Rep.		1903
Coate, W.	21	Klickitat	Goldendale	44	Ohio	Farmer	Rep.		1903
Crandall, S. A.	38	Pierce	Tacoma	49	Wisconsin	Lawyer	Rep.		
Crane, Geo. T.	5	Spokane	Spokane	50	Iowa	Merchant	Rep.		
Davis, D. J.	32	Kitsap	Bremerton	50	Ohio	Lumberman	Rep.		
Davis, Geo. L.	30	Chenails	Hoquiam	50	N. Brunswick	Lumberman	Rep.		1901
Dawes, Jos. H.	44	King	Seattle	40	Pennsylvania	Lawyer	Rep.		1903
Dickson, Geo. E.	19	Kittitas	Ellensburg	43	Canada	Investments	Rep.		
Dobson, Thos.	41	King	Renton	34	Canada	Liquor Dealer	Rep.		
Doolittle, G. T.	6	Spokane	Spokane	44	Connecticut	Physician	Rep.		
Dyke, Walter J.	34	Challam	Pt. Angeles	34	England	Physician	Rep.		
Edgemoiler, Fred	37	Pierce	Tacoma	50	Iowa	Real Estate	Rep.		
Edickson, G.	42	King	Bothell	45	Norway	Lumberman	Rep.		
Falconer, J. A.	48	Spokane	Everett	35	Canada	Shingle Mill	Rep.		
Fancher, John W.	4	Thurston	Manila	48	Illinois	Farmer	Rep.		1895
Fenton, S. W.	28	Island	Tenino	43	Washington	Quarryman	Rep.		1903
Frostad, K. P.	50	Island	Utsalady	46	Norway	Farmer	Rep.		
Fulton, Dr. H. C.	9	Asotin	Asotin	52	Pennsylvania	Physician	Rep.		1898-03
Gleason, Chas. S.	46	King	Seattle	43	Ohio	Lawyer	Rep.		1903
Griffin, L. N.	54	Whatcom.	Bellingham	59	New York	Capitalist	Rep.		
Hamilton, Thos.	39	Pierce	So. Tacoma	39	Canada	Mechanic	Rep.		

LIST OF MEMBERS OF THE HOUSE OF REPRESENTATIVES—CONTINUED

NAMES	District.	County.	Residence.	Age.	Birthplace.	Occupation.	Politics.	Previous Legislative Service.	
								Senate.	House.
Hare, Dr. W. H.	20	Yakima	North Yakima	51	Ohio	Dentist	Rep.	.....	1903
Harper, J. I.	55	Ferry	Republic	32	Washington	Miner	Dem.	.....	
Henderson, E. R.	13	Walla Walla	Waitsburg	44	Missouri	Electric Light Plant		.....	
Hoch, Daniel	2	Spokane	Spokane	51	Pennsylvania	Lumberman	Rep.	.....	
Houston, Chas. E.	43	King	Seattle	39	Indiana	Coal	Rep.	.....	
Hughes, W. H.	18	Douglas	Hartline	57	Wales	Plumber	Rep.	.....	
Huttable, Jesse	2	Spokane	Spokane	41	England	R. R. Conductor	Rep.	.....	
Irvine, Joseph	41	King	Spokane	35	England	Lumberman	Rep.	.....	
Johnson, Chas.	56	Chelan	Lakeville	65	New York	Mining	Rep.	.....	
Johnson, Lee A.	20	Yakima	Sunnyside	48	Kentucky	Merchant	Rep.	.....	
Kellogg, J. A.	1	Stevens	Northport	33	Washington	Attorney	Rep.	.....	
Kenney, G. C.	8	Whitman	Palouse	47	Oregon	Farmer	Rep.	.....	
Keyserly, C.	53	Whitcom	Ferndale	34	New York	Surgeon	Rep.	.....	
Leibert, H. S.	53	Whatcom	Sumas	37	Illinois	Mining	Rep.	.....	1899
Levin, David	36	Pierce	Tacoma	52	Germany	Real Estate	Rep.	.....	1897
Lindley, Jos. B.	6	Spokane	Spokane	62	New York	Mining	Rep.	.....	1903
Lindley, N. E.	5	Spokane	Pomeroy	40	Oregon	Farmer	Rep.	.....	
Long, W. O.	10	Garfield	Seattle	35	Pennsylvania	Barber	Rep.	.....	1903
Lyons, Jos.	46	King	Colville	45	Missouri	Hotel Keeper	Rep.	.....	1903
Maloney, M. J.	1	Stevens	Napavine	40	Wisconsin	Lumberman	Dem.	.....	1899-01
McGregor, Geo.	27	Lewis	Hooper	41	Canada	Stockman	Rep.	.....	
McGregor, Peter	7	Whitman	Tacoma	60	Canada	R. R. Conductor	Rep.	.....	1901-03
McNicol, N. B.	38	Pierce	Ballard	64	Pennsylvania	Lumberman	Rep.	.....	
McVay, David	42	King	Brookfield	66	Germany	Canneryman	Rep.	.....	1895-97-99-01
Mejler, J. G.	25	Wahkiakum	Edwall	52	New York	Farmer	Rep.	.....	1899-91
Mejcher, A. S.	16	Lincoln	Centralla	47	Michigan	Farmer	Rep.	.....	1903
Miller, Geo. H.	27	Lewis	Elma	43	Illinois	Merchant	Rep.	.....	1903
Minard, E. J.	29	Chelan	Mt. Vernon	44	Norway	Shingle Mill	Rep.	.....	1903
Moldstad, N. L.	51	Skagit	Snohomish	43	Washington	Milling	Rep.	.....	1903
Morgan, R. H.	49	Snohomish	Ellensburg	41	Norway	Agt. Fire App.	Rep.	.....	
Morris, J. E.	19	Kittitas	Tacoma	38	Iowa		Rep.	.....	
Olsen, Andrew	19	Pierce							
Poyne, Jesse	39	Pierce							

Batchelor, C. A.	Spokane.	Cheney.	50 West Virginia.	Lumberman.	Rep.
Bald, Geo. T.	Pierce.	Tacoma.	Indiana.	Lawyer.	Rep.
Beitel, E. D.	16	Davenport.	27 Ohio.	Lawyer.	Rep.
Benick, Frank H.	King.	Seattle.	40 Connecticut.	Real Estate.	Rep.
Roberts, Dr. S. W.	35	Fairfax.	47 England.	Physician.	Rep.
Roth, Chas. I.	64	Bellingham.	44 Illinois.	Quarryman.	Rep.
Rudene, J. O.	61	La Conner.	54 Sweden.	Farmer.	Rep.
Rudio, Wm. M.	13	Walla Walla.	44 Oregon.	Farmer.	Rep.
Scott, W. D.	3	Spokane.	43 Pennsylvania.	Lawyer.	Rep.
Sheets, Dr. J. H.	35	Buckley.	46 California.	Physician.	Rep.
Smith, Wm.	62	Roche Harbor.	48 Indiana.	Manufacturer.	Rep.
Smith, E. E.	8	St. John.	52 Iowa.	Farmer.	Rep.
Stilson, J. M.	22	Stevenson.	32 Missouri.	Fisherman.	Rep.
Stilson, Leroy	7	Diamond.	48 New York.	Farmer.	Rep.
Strobridge, H. L.	48	Everett.	54 New York.	Attorney.	Rep.
Thurver, John A.	45	Roche.	32 Michigan.	Lumberman.	Rep.
Todd, Elmer E.	45	Seattle.	31 Illinois.	Lawyer.	Rep.
Titchell, Frank.	43	Seattle.	44 Minnesota.	Contractor.	Rep.
Ulan, A.	28	Kosmos.	55 Ohio.	Farmer.	Rep.
Van Slyke, Lee.	36	Vaughn Bay.	37 Indiana.	Clerk.	Rep.
Vilas, Calvin E.	47	Seattle.	48 New York.	Agent.	Rep.
Vogelin, Geo. H.	31	Shelton.	42 Michigan.	Liveryman.	Rep.
Weatherford, K. M.	1	Columbia.	49 Missouri.	Farmer.	Dem.
Wesler, Wm. H.	12	Walla Walla.	51 Washington.	Farmer.	Rep.
Wesler, Jas. R.	14	Seattle.	53 Scotland.	Hotel Keeper.	Rep.
Williams, W. R.	26	Chinook.	53 Wales.	Fisherman.	Rep.

\* Veteran of the Civil War.

Republicans, 90; Democrats, 4. Total membership of House, 94.

Total Republicans in both houses, 128. Total Democrats in both houses, 8.



## HOUSE EMPLOYES.

<i>Name.</i>	<i>Address.</i>	<i>Title.</i>	<i>Per Diem.</i>
Storey Buck .....	Spokane .....	Chief clerk .....	\$6 00
C. W. Gorham .....	Snohomish .....	Assistant chief clerk .....	5 00
L. O. Mefgs .....	North Yakima .....	Reading clerk .....	5 00
E. V. Kuykendall .....	Pomeroy .....	Assistant reading clerk .....	5 00
Emery P. Gilbert .....	Spokane .....	Calendar clerk .....	5 00
G. F. Breslin .....	Cape Horn .....	Sergeant-at-arms .....	5 00
Frank Williams .....	Bellingham .....	Assistant sergeant-at-arms .....	4 00
John M. Ward .....	Tacoma .....	Assistant sergeant-at-arms .....	4 00
S. P. Carusi .....	Port Angeles .....	Docket clerk .....	4 00
A. B. Kennedy .....	Seattle .....	Desk clerk .....	4 00
Leon A. Shaw .....	Vancouver .....	Journal clerk .....	4 00
R. D. Campbell .....	Stellacoom .....	Assistant journal clerk .....	4 00
Grant Cotrill .....	Centralla .....	Enrolling clerk .....	4 00
Walter Williams .....	Ilwaco .....	Assistant enrolling clerk .....	4 00
L. M. Packard .....	Seattle .....	Assistant enrolling clerk .....	4 00
A. P. Loomis .....	Bellingham .....	Engrossing clerk .....	4 00
E. R. Ennis .....	Spokane .....	Assistant engrossing clerk .....	4 00
A. E. Cornelius .....	Bellingham .....	Speaker's clerk .....	4 00
H. B. Green .....	South Park .....	Index clerk .....	4 00
Geo. Gregg .....	Tacoma .....	Bill clerk .....	4 00
E. Carothers .....	Ellensburg .....	Assistant bill clerk .....	4 00
Harry Van Horn .....	Klona .....	Assistant bill clerk .....	4 00
E. J. Carey .....	Aberdeen .....	Postmaster .....	4 00
J. T. Sherfey .....	Everett .....	Assistant postmaster .....	4 00
J. D. Jones .....	Seattle .....	Doorkeeper .....	3 50
E. A. Nichols .....	Bucoda .....	Doorkeeper .....	3 50
Thos. Grant .....	Spokane .....	Doorkeeper .....	3 50
E. N. Ashmore .....	Chehalis .....	Doorkeeper .....	3 50
Homer Crocker .....	Tacoma .....	Doorkeeper .....	3 50
W. W. Swing .....	Port Townsend .....	Doorkeeper .....	3 50
Geo. W. Cass .....	St. John .....	Doorkeeper .....	3 50
R. C. Beebe .....	Sedro-Woolley .....	Doorkeeper .....	3 50
S. F. Sherwood .....	Colville .....	Watchman .....	3 50
Wm. Ragless .....	Griffith .....	Watchman .....	3 50
H. L. Dierst .....	Seattle .....	Watchman .....	3 50
Geo. Clark .....	Issaquah .....	Janitor .....	3 50
Carl Foland .....	Colfax .....	Watchman .....	3 50
Geo. Crawford .....	Spokane .....	Janitor .....	3 50
C. D. Knapp .....	Buckley .....	Janitor .....	3 50
T. W. Knight .....	Spokane .....	Janitor .....	3 50
A. Lowney .....	Ballard .....	Janitor .....	3 50
S. B. Kingsbury .....	Seattle .....	Messenger .....	3 50
John Fancher .....	Manila .....	Page .....	2 00
Leland Plate .....	Seattle .....	Page .....	2 00
Frank Ostrander .....	Hillman .....	Page .....	2 00



<i>Name.</i>	<i>Address.</i>	<i>Title.</i>	<i>Per Diem.</i>
Earl McClung .....	Olympia .....	Page.....	2 00
Albert Dwyer .....	Olympia .....	Page.....	2 00
Willie Scully .....	Olympia .....	Page.....	2 00
J. H. Maloney .....	Colville.....	Page.....	2 00
Nicholas Van Slyke ...	Vaughn .....	Speaker's page.....	2 00
A. M. McKay .....	Davenport .....	Committee clerk.....	4 00
James Hoyer .....	Seattle .....	Committee clerk.....	4 00
C. E. Hackett .....	Friday Harbor .....	Committee clerk.....	4 00
A. M. McLeod .....	Langley .....	Committee clerk.....	4 00
A. Burdick .....	Seattle .....	Committee clerk.....	4 00
Harry Jackson .....	Puyallup .....	Committee clerk.....	4 00
Roy Rudlo .....	Walla Walla .....	Committee clerk.....	4 00
I. C. Swett .....	Tacoma .....	Committee clerk.....	4 00
Harry Kemp .....	Tracyton.....	Committee clerk.....	4 00
M. A. Keyes .....	Ferndale .....	Committee clerk.....	4 00
Harry Griffith .....	Yale .....	Committee clerk.....	4 00
J. L. Johns .....	South Tacoma .....	Committee clerk.....	4 00
S. G. Scheuerle .....	Quincy .....	Committee clerk.....	4 00
E. E. Shotwell .....	Lakeside .....	Committee clerk.....	4 00
L. H. Brewer .....	Hoquiam .....	Com. clerk (appropriations)	5 00
W. J. McLaren .....	Everett .....	Committee clerk.....	4 00
Paul Holbrook .....	Seattle .....	Com. clerk (judiciary).....	5 00
Frank N. Harris .....	Seattle .....	Janitor.....	3 50
Walter Millroy .....	Olympia .....	Committee clerk.....	4 00
Geo. L. Harrigan.....	Everett .....	Stenographer.....	4 50
J. F. Brill .....	Spokane .....	Stenographer.....	4 50

# RULES OF THE HOUSE.

## REGULAR SESSION, 1905.

### ORDER OF BUSINESS.

**RULE 1.** Business shall be disposed of in the following order :

*First.* Calling the roll and reading the journal of the preceding day.

*Second.* Presentation of petitions, memorials and remonstrances addressed to the Legislature.

*Third.* Propositions, motions and resolutions.

*Fourth.* Reports of standing committees.

*Fifth.* Reports of special committees.

*Sixth.* Messages from the Senate.

*Seventh.* Introduction and first reading of bills.

*Eighth.* Second reading of bills.

*Ninth.* Third reading of bills.

*Tenth.* Orders of the day.

*Eleventh.* Other business to be considered.

*Twelfth.* Announcement of committee meetings.

**RULE 2.** The Committee on Rules and Orders shall have charge of the daily calendar of the House, and direct the clerk the order in which the business of the House shall be transacted.

**RULE 3.** The speaker shall on each day announce to the House the business in order, agreeably to the preceding rule, and no business shall be taken up or considered until the class to which it belongs shall be declared in order, but messages from the Governor or Senate, or any communication from any state officer may be read at any time.

**RULE 4.** The unfinished business at which the house was engaged preceding adjournment shall not be taken up until reached in regular order, and shall then have precedence under such order from day to day until finally disposed of.

### SPEAKER.

**RULE 5.** The speaker shall take the chair every day precisely at the hour to which the House shall have adjourned on the preceding day. He shall immediately call the members to order, and on the appearance of a majority of the members, shall cause the journal of the preceding day to be read.

**RULE 6.** The speaker shall preserve order and decorum, may speak to points or order in preference to other members, rising from his chair for that purpose, and shall decide questions of order subject to an appeal to the House.

**RULE 7.** The speaker shall rise to put a question, but may state it sitting.

**RULE 8.** The speaker shall have a general direction of the House of Representatives' room; he shall have the right to name any member to perform the duties of the chair, but such substitution shall not extend beyond an adjournment. He shall have the right to appoint all committees, subject to additional members to be named on motion.

RULE 9. In case of and disturbance or disorderly conduct in the lobby, the speaker (or chairman of the whole House) shall have the power to order the same to be cleared.

#### APPEAL FROM THE CHAIR.

RULE 10. The decision of the chair may be appealed from by any two members, on which appeal no member shall speak more than once, unless by leave of the House.

#### QUORUM.

RULE 11. Seven members with the speaker, or eight members in his absence, having chosen a speaker *pro tempore*, shall be authorized to call the House, and compel the attendance of absent members, making order for their fine and censure, and may adjourn. For the purpose of determining whether a quorum be present, the speaker, or chairman, shall count all members present, whether voting or not.

RULE 12. The time of meeting of the House shall be at 10 o'clock a. m. and the time of meeting after the noon recess shall be 2 o'clock p. m., unless otherwise ordered by the House.

RULE 13. Questions shall be put in this form, to-wit: "As many as are in favor of (as the question may be) say 'aye';" and after the affirmative vote is expressed, "As many as are opposed say 'no'." If the speaker is in doubt, or if division is called for, the House shall divide. Those in the affirmative on the question shall rise in their seats, and the number being announced, those in the negative shall rise.

RULE 14. When any member is about to speak in debate, or deliver any matter to the House, he shall rise from his seat and respectfully address himself to Mr. Speaker, and shall confine himself to the question under debate, and avoid personalities; and no member shall impeach the motive of any member's vote or argument.

RULE 15. If any member in speaking, or otherwise, transgress the rules of the House, the speaker shall, or any member may, call him to order, in which case the member so called to order shall immediately sit down, unless permitted to explain; and the House shall, if appealed to, decide the case without debate: If there be no appeal, then the decision of the chair shall be submitted to. If the decision be in favor of the member called to order, he shall be at liberty to proceed; if otherwise, and the case require it, he shall be liable to the censure of the House.

RULE 16. If any member be called to order for words spoken in debate, the person calling him to order shall repeat the words excepted to and they shall be taken down in writing at the clerk's table and no member shall be held to answer, or be subject to the censure of the House for words spoken in debate if any other member has spoken, or other business has intervened after the words are spoken, and before exception to them shall have been taken.

RULE 17. When two or more members rise at once, the speaker shall name who is first to speak.

RULE 18. No member shall speak more than twice on the same question without leave of the House, except the chairman of the committee, or the mover of the question, who may close the debate: *Provided*, That no member shall speak longer than fifteen minutes without unanimous consent.

RULE 19. When a motion is made and seconded it shall be stated by the speaker, or, being in writing, it shall be handed to the chair and read aloud before debate.

RULE 20. Every motion shall be reduced to writing, if the speaker or a member desire it.

**RULE 21.** After a motion is stated by the speaker, or bill, memorial, resolution, petition or remonstrance is read by the clerk, it shall be deemed to be in possession of the House, but may be withdrawn at any time by consent of the House, before decision or amendment.

**RULE 22.** When a question is under debate, no motions shall be received but the following, in the rank named:

*First Rank*—Question of consideration.

*Second Rank*—To lay on the table.

*Third Rank*—To postpone to a day certain.

To commit or recommit.

To postpone indefinitely.

For the previous question.

*Fourth Rank*—To amend.

**RULE 23.** When a reading of a paper is called for it shall be decided by a vote of the House.

**RULE 24.** All questions, whether in committee or in the House, shall be propounded in the order in which they are named, except that in filling blanks the largest sum and the longest time shall be first put.

#### INDEFINITE POSTPONEMENT.

**RULE 25.** No motion to postpone indefinitely, having been decided in the negative, shall again be allowed on the same day, and at the same stage of the bill or proposition. When a question is postponed indefinitely, the same shall not be acted upon again during the session.

**RULE 26.** When a motion has once been made and carried in the affirmative or negative, it shall be in order for any member of the prevailing side to move for reconsideration thereof, on the same day or the next working day thereafter.

#### PREVIOUS QUESTION AND RECONSIDERATION.

**RULE 27.** The previous question shall be put in this form: "Mr. \_\_\_\_\_ demands the previous question. As many as are in favor of ordering the previous question will say 'aye';" as many as are opposed will say 'no.'" This question is not debatable and can not be amended. The results of the motion are as follows: If determined in the negative, the consideration goes on as if the motion had never been made; if decided in the affirmative, then the presiding officer at once and without debate, proceeds to put, first, the amendments pending and then the main question as amended. If an adjournment is had after the previous question is ordered the subject comes up the first thing after the reading of the journal the next day, and the previous question still operates, making the main question privileged over all other business, whether new or unfinished. It shall only be admitted when demanded by two-thirds of the members present, and until it is decided shall preclude all amendments and further debate on the main question. On motion for the previous question, and prior to the seconding of the same, a call of the House shall be in order, but after a majority shall have seconded such motion, no call shall be in order prior to the decision of the main question.

#### DIVISION OF QUESTIONS.

**RULE 28.** A division cannot be demanded as a right by any member. It must be made pursuant to a motion stating precisely the division asked for, which motion can be amended. The presiding officer can decide, subject to an appeal to the House, that the division proposed cannot be made. Otherwise it is submitted to the House and decided by it.

## AMENDMENTS.

RULE 29. No motion or proposition on a subject shall be admitted under color of amendment, if different from that under consideration. No bill or resolution shall at any time be amended by annexing thereto or incorporating any bill or resolution pending before the House.

RULE 30. No amendment shall be received to a bill on its third reading, but it may be referred or recommitted for the purpose of amendment. A bill may be recommitted at any time before its passage.

## PETITIONS, MEMORIALS AND RESOLUTIONS.

RULE 31. Petitions, memorials and other papers addressed to the House may be presented by the speaker or any member, and shall not be debated or decided on the day of their being first read unless the House shall direct otherwise, but they may be referred to the committee having the subject-matter thereof under consideration, or may lie on the table, to be taken up in the order in which they are presented.

## BILLS, JOINT AND CONCURRENT RESOLUTIONS.

RULE 32. Any member desiring to introduce a bill shall first obtain the floor and state that he desires to introduce a bill, and if entitled to do so, the bill shall be sent to the clerk's desk to be numbered, and all bills shall be read in the order in which they are numbered by the clerk, but no bill shall be read a first time until every member present entitled to introduce a bill has had an opportunity to do so unless otherwise ordered by the House.

RULE 33. All bills introduced in this House, which are intended to amend existing statutes, shall have the words which are amendatory to such existing statute underlined or underscored; and such matter as can not be conveniently underscored shall be marked "new matter" by printed words in the margin, so that in the printed bills which are presented for the perusal of the members, such new or amendatory matter shall be easily discerned.

RULE 34. Every bill shall be read on three several days unless the House shall deem it expedient to suspend this rule. The first reading shall be by title only, unless a majority of the members present demand a reading in full. All bills shall be printed unless otherwise ordered by the House, and be referred to committee after first reading. Bills shall pass to second reading when reported back by the committee, unless there shall be a unanimous report against a bill, in which case the vote shall be immediately called for upon the indefinite postponement of the bill.

34a. Each amendment made by a committee to a bill shall be in writing on a separate slip of paper, and shall be securely attached to the original bill by a paper fastener. The report of the committee shall also contain a statement of all amendments agreed to by the committee. Any committee report on a bill not conforming with this rule shall be returned by the chief clerk of the House to the committee for a compliance with this rule without further order by the House. Upon second reading, bills shall be read section by section in full, and be subject to amendment. No amendment shall be considered by the House until it shall have been sent to the desk in writing and have been read by the clerk. All amendments adopted on second reading shall be securely attached to the original bill by a paper fastener.

34b. Amendments rejected by the House shall be passed to the journal clerk, and the journal shall show the disposition of such amendments. When no further amendments shall be offered, the speaker shall declare that the bill has passed its second reading. The bill, with the amendments, if there be any attached thereto, shall be sent to the committee on engrossed bills, which committee shall see that all amendments are properly engrossed upon the original bill, and the bill returned to the chief clerk before the opening of the House on the next

succeeding day, and the bill shall then come up in the regular order for a third reading. Bills on third reading shall be read in full by sections. The only question on the third reading of a bill shall be upon its passage, and no amendment shall be entertained. No bill introduced "by request" shall be printed until after the committee to which said bill has been referred has acted and reported upon the same.

RULE 35. A bill may be advanced on the calendar by a vote of three-fifths of all members present voting in the affirmative; and the question shall be, "Shall the bill be advanced on the calendar."

RULE 36. All joint or concurrent resolutions shall be acted upon the same as bills, unless otherwise ordered by a majority of the House.

RULE 37. When a bill shall pass, it shall be certified to by the clerk, together with the vote upon final passage, noting the day of its passage at the foot thereof.

RULE 38. On the final passage of every bill the ayes and noes shall be taken and entered upon the journal.

RULE 39. No engrossed bill, memorial or joint resolution shall be sent to the Senate until one day after its passage without special instructions by the House. That in the event of committees having a number of bills on the same subject, of which none can be agreed upon by the committee, and it is their wish to present a different bill upon the same subject, such bill must be reported to the House and accepted before any of the other bills can be recommended for indefinite postponement.

#### AYES AND NOES.

RULE 40. Upon the passage of any question the vote shall be taken by ayes and noes, and shall be entered upon the journal of the House, when demanded by one-sixth of the members present. The speaker shall vote when the ayes and noes are called for, his name being called last, and in case of an equal division the question shall be lost.

#### VOTING.

RULE 41. No member shall vote on any question in the event of which he is immediately or particularly interested, or in any case when he was not within the bar of the House, before the last name was called, unless by unanimous consent; and when any member shall ask leave to vote, the speaker shall propound to him the question, "Were you within the bar when the last name was called?"

RULE 42. Upon a division and count of the House on any question, no member without the bar shall be counted.

#### DUTIES OF MEMBERS.

RULE 43. While the speaker is putting the question no member shall walk across or out of the House; nor when a member is speaking shall any member entertain private discussion or pass between him and the chair.

RULE 44. Every member who shall be in the House when the question was put shall give his vote unless the House for special reasons shall excuse him. All motions to excuse a member shall be made before the House divides or before the call of ayes and noes is commenced; and any member requesting to be excused from voting may make a brief and verbal statement of the reasons for making such request, and the question shall then be taken without further debate.

RULE 45. No member shall absent himself from the service of the House unless he shall have leave or be sick and unable to attend.

RULE 46. No person shall be allowed to smoke in the hall or lobby thereof during the sessions or recess.

## COMMITTEE OF THE WHOLE HOUSE.

RULE 47. In forming a committee of the whole House the speaker having the chair shall call upon some member to preside, who shall be addressed as "Mr. Chairman."

RULE 48. Upon a bill committed to a committee of the whole House, the bill shall be read and debated by clauses, leaving the preamble to be last considered. The body of the bill shall not be defaced or interlined, but all amendments (noting the page and line) shall be duly entered by the clerk on a separate paper, as the same shall be agreed to by the committee and so reported to the House. After a report, the bill shall again be subject to be debated and amended by clauses before a question to engross it be taken.

RULE 49. The rules of proceedings in the House shall be observed in a committee of the whole House so far as they may be applicable, but no member shall be recognized a second time until every member choosing to speak shall have spoken.

## VETOES.

RULE 50. The veto message of the Governor accompanying any bill passed by the House of Representatives other than as provided in joint rule No. 9, shall be immediately read, together with the bill vetoed. It shall then be in order to proceed to the reconsideration of the bill, or to postpone its consideration to a day certain. A veto message and a bill, or the message alone, may be referred, and the bill may be laid on the table. The main question in the consideration of a vetoed bill is, "Shall the bill pass notwithstanding the veto of the Governor?" If two-thirds of the members present vote aye, the bill shall be sent to the Senate, together with the message of the Governor, for its action. The merits of the bill may be debated before the vote is taken, but the vote on a vetoed bill cannot be reconsidered.

RULE 51. The standing committees to be appointed by the speaker shall consist of not less than five nor more than seventeen members, as follows:

1. Agriculture.
2. Agricultural College and School of Science.
3. Appropriations.
4. Banks and Banking.
5. Claims and Auditing.
6. Commerce and Manufacture.
7. Congressional Apportionment.
8. Constitutional Revision.
9. Compensation and Fees for State and County Officers.
10. Corporations other than Municipal and Railroads.
11. Counties and County Boundaries.
12. Dairy and Live Stock.
13. Dikes, Drains and Drainage.
14. Education.
15. Engrossed Bills.
16. Enrolled Bills.
17. Federal Relations and Immigration.
18. Fisheries.
19. Game and Game Fish.
20. Horticulture and Forestry.
21. Harbors and Waterways.
22. Hospitals for the Insane.
23. House Arrangements.
24. Internal Improvements and Indian Affairs.
25. Insurance.
26. Irrigation and Arid Lands.
27. Judiciary.

28. Labor and Labor Statistics.
29. Medicine, Surgery, Dentistry and Hygiene.
30. Memorials, Resolutions and Petitions.
31. Mileage and Contingent Expenses.
32. Military Affairs and Soldiers' Home.
33. Mines and Mining.
34. Miscellaneous Matters.
35. Municipal Corporations of the First Class.
36. Municipal Corporations other than First Class.
37. Printing and Supplies.
38. Privileges and Elections.
39. Public Morals.
40. Revenue and Taxation.
41. Railroads.
42. Roads and Bridges.
43. Rules and Orders.
44. State Buildings, Public Grounds and Libraries.
45. State Library.
46. State Normal Schools.
47. State. School and Granted Lands.
48. State Penitentiary.
49. State School for Defective Youth and Reform School.
50. State University.
51. Tide Lands.
52. Water, and Water Rights other than Irrigation.

RULE 52. No committee shall sit during the sitting of the House without special leave; and all its writs, warrants and subpoenas issued by order of the House shall be under the hand and seal of the speaker, attested by the clerk.

RULE 53. It shall be in order for the Committees on Enrolled Bills and Engrossed Bills to report at any time, if no motion is before the House. These committees may report without notice to the House by handing reports to chief clerk.

RULE 54. Standing committees shall report all bills back to the House within ten days from the time of reference, unless further time be granted by the House.

#### CALL OF THE HOUSE.

RULE 55. Ten members may demand a call of the House at any time before the House has divided or the voting has commenced by ayes and noes, and thereupon the doors shall be closed until further proceedings upon the call having been dispensed with, which shall not be done until the absentees have been sent for, if requested by any member; but arrests of members for absence shall not be made unless ordered by a majority of the members present.

RULE 56. The use of the chamber of the House of Representatives shall not be granted for any purpose without unanimous consent, except for caucuses of the members of the Legislature.

RULE 57. The following classes of persons shall be entitled to admission to the floor of the House during the session thereof, viz.:

1. The Governor and lieutenant governor.
2. The members of the Senate.
3. The state officers.
4. Persons in the exercise of official duty directly connected with the business of the House.
5. Reporters of the press as provided in the next rule.
6. The following persons, upon the presentation of a card of admission to be issued by the speaker.

Deputy state officers.

No other person shall be admitted to the floor during the session, except upon a card of admission to be issued by the speaker.



**RULE 58.** The speaker shall designate the persons who shall act as reporters for the public press. Such reporters so appointed shall be entitled to such seats as the speaker shall designate, and shall have the right to pass to and fro from such seats in entering or leaving the chamber of the House of Representatives.

**RULE 59.** The gallery over the speaker's desk is reserved for the use of the ladies and families of the Governor, lieutenant governor, state officers and members of the Legislature.

#### STANDING RULES.

**RULE 60.** No standing rule or order of the House shall be rescinded or changed without one day's notice being given of the motion therefor, nor shall any rule be suspended except by a vote of at least two-thirds of the members present. Neither the standing rules nor the order of business established by the House shall be postponed, changed or rescinded except by a vote of at least two-thirds of the members present.

**RULE 61.** The rules of parliamentary practice comprised in Reed's parliamentary rules shall govern in all cases in which they are not inconsistent with the standing rules and orders of the House.

#### DUTIES OF SUBORDINATE OFFICERS AND EMPLOYES.

**RULE 62.** The chief clerk of the House shall see that the journal is properly kept, and have general supervision over all the clerks, excepting committee clerks while their services are required by standing committees.

**RULE 63.** The assistant chief clerk, reading clerk, calendar clerk, docket clerk, journal clerk and desk clerk shall perform the duties of their respective positions under the direction of the chief clerk, and shall also perform such other duties as he may direct.

**RULE 64.** The enrolling clerk shall be under the supervision of the committee on enrolled bills when needed.

**RULE 65.** The engrossing clerks shall be under the supervision of the committee on engrossed bills when needed.

**RULE 66.** The sergeant-at-arms shall attend the House during the sittings, announce all messages, preserve order, execute all processes issued by authority of the House and directed to him by the speaker. He shall see that the hall of the House and adjoining rooms are kept clean, well heated and ventilated and that the furniture is kept in good order and repair. He shall purchase supplies as may be ordered by the House. He shall also have general supervision of the work of the assistant sergeant-at-arms, the doorkeepers, postmasters, bill clerks, watchmen, messengers, pages and janitors, and shall see that they properly perform the duties of their respective positions and such other duties as he shall assign them.

**RULE 67.** All clerks, excepting when acting under assignment, shall report to the chief clerk or assistant for duty one hour before the opening of each daily session. All other employes of the House, excepting the watchmen, shall report for duty to the sergeant-at-arms daily at 9 a. m.

**RULE 68.** Any officer or employe of the House who from neglect or refusal to perform any duty assigned him, or shall be found in a state of intoxication, shall, when reported to the House in writing by the chief clerk, sergeant-at-arms, or the chairman of any standing committee, be subject to a reprimand, and for a second offense be removed by a majority vote of the House.

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## ERRATA.

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PAGE 286: Line 8 should read *House bill No. 82.*

PAGE 418: House bill No. 154 should read *House substitute bill No. 154.*

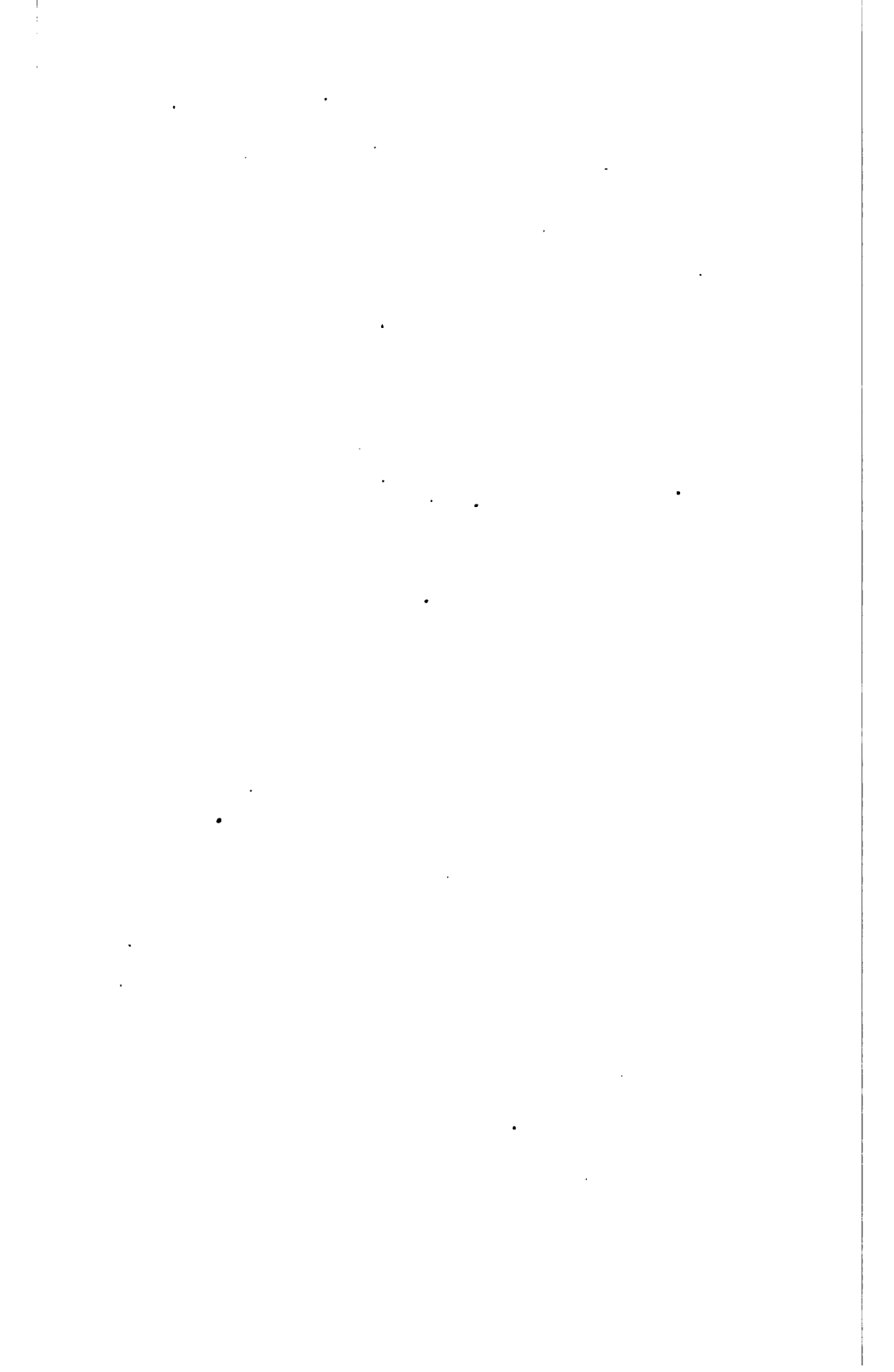
PAGE 561: In next to last line, House bill No. 64 should read *House bill No. 6.*

PAGE 599: In line 16, Senate bill No. 182 should read *Senate bill No. 82.*

PAGE 658: Senate memorial No. 23 should read *Senate concurrent resolution No. 23.*

PAGE 715: House bill No. 32 should read *House bill No. 132.*





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**AND**

**General and Personal Index.**

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## TITLE AND HISTORY OF HOUSE BILLS.

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1. Mr. BENN: An act providing for a state wagon road through the counties of Jefferson, Callam and Chehalis, creating a state road commission and making an appropriation to construct said road..	24	182							
2. Mr. VILAS: A bill for an act to provide for the apprehension, detention, trial, treatment and control of delinquent children of or under the age of sixteen years, and repealing acts inconsistent with this act and declaring an emergency.....	25	{ 154 } { 164 }	165	180	{ 172 } { 258 } { 289 }	250	287	288	320
3. Mr. KELLOGG: An act regulating common carriers, fixing the maximum railroad passenger rates in the State of Washington, and providing for the due enforcement and observance of the rates so fixed .....	26	{ 418 } { 524 }	524		{ 561 } { 600 }				
4. Mr. CLARK: An act to provide for the establishment and maintenance of a branch of the state soldiers' home for honorably discharged soldiers, sailors and marines who have served the United States government in any of its wars, members of the state militia disabled while in the line of duty, and who are bona fide citizens of this State, and also the wives of such soldiers, sailors and marines .....	25	227			{ 59 } { 284 }				
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10. Mr. FROSTAD: An act for prohibiting any state, county or municipal officer, elected or appointed to such office in the State of Washington, from accepting for use any pass to ride over any line of railroad or other transportation line in the State of Washington, and prohibiting any officer, agent or employee of any railroad or other transportation company from issuing the same, and prescribing a penalty for the violation thereof.....	26	418	572						
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18.	Mr. N. E. LINSLEY : An act authorizing the incorporation of fire department relief associations in cities and towns in this State; to provide a firemen's pension fund for the pensioning of disabled firemen, and the widows and minor children of deceased firemen; to create a board of trustees of such fund; to appropriate moneys for the maintenance thereof out of the sums now required to be paid into the State treasury by fire insurance companies to section 5631 of Pierce's Code; requiring fire insurance companies to make further detailed reports as a basis for such appropriation; for other purposes connected with the fire department relief associations, and declaring an emergency.	56	193	{ 230 } { 231 }					
19.	Mr. J. B. LINDSEY : An act authorizing the assessment of lands held or owned by any county in the State, within the limits of incorporated cities or towns in such county, for local improvements, and providing for the payment of such assessments.	56	146	{ 159 } { 201 }	219	210	381	404	405
20.	Mr. J. B. LINDSEY : An act to amend sections one (1), two (2) and seven (7) of an act entitled "An act to provide for the committing of juvenile offenders to the state reform school at Chehalis," approved March 7, 1891, the same being sections 8524, 8525 and 8530 of Pierce's Washington Code.	56	154	171	182	{ 178 } { 289 }	251	287	288
21.	Mr. KELLOGG : An act creating the office of State Oil Inspector, providing for his compensation, and providing for the inspection of petroleum and its products, used for illuminating purposes, and providing a penalty for the violation thereof.	56	{ 169 } { 475 } { 569 }	{ 571 } { 649 }	649		700	715	717

## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House....	Report from Senate.....	Signed by Speaker.....	Signed by Pres- ident of Senate	Message from Governor....
22. Mr. N. E. LINSLEY: An act for the regulation of insurance com- panies, to take effect immediately upon its passage, and which nul- lifies all previous laws now on the statute books of the State of Washington. There shall be an insurance commissioner appointed under the supervision of the secretary of state to see that the in- surance laws are complied with.....	56	402							
22. (Substitute.) COMMITTEE ON INSURANCE: An act regulating life insurance companies, forbidding the payment of rebates, or the payment of commissions to other than authorized agents.....		402	531	593	714	689	706	708	
23. Mr. BASSETT: An act to establish a railroad and transportation commission for the State of Washington, whereby discrimination and extortion in railroad charges may be prevented, and reasonable freight and passenger services and tariffs may be established; to prescribe and authorize the making of rules and regulations to gov- ern the commission and the railroads, and afford railroad compa- nies and other parties adequate remedies; to prescribe penalties for the violation of this act, and to provide means and rules for its enforcement.....	56	398							
24. Mr. SCOTT: An act creating the office of "official stenographer" for superior courts of the State of Washington, and defining the duties of such stenographer and his compensation.....	57	499							
24. (Substitute.) COMMITTEE ON JUDICIARY: An act creating the office of official stenographic reporter for the superior courts in counties of the first, second, third and fourth class, defining the duties of such reporter and prescribing his salary and fees.....		489							
26. Mr. MCCOY: An act providing for the survey, establishment and repairs of state highways, creating a highway commission and mak- ing appropriations for the same, and for the appropriation for con- struction of the (Cowles Pass state wagon road).....	57	267							

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25.	(Substitute.) COMMITTEE ON ROADS AND BRIDGES: An act creating the office of and providing for the appointment of a highway commissioner and state highway board and for the survey, establishment and repair of certain state highways, providing for the expenditure by the county commissioners of the counties through which portions of the said highways run all moneys for the improvement of such highways making an appropriation therefor and repealing sections 1, 2, 3, 4, 5, 6, and 8 of an act entitled "An act providing for the survey, establishment and repair of certain state highways and making an appropriation therefor," passed by the House of Representatives March 11, 1903, and by the Senate March 12, 1903, vetoed by the Governor and passed notwithstanding the veto of the Governor by the House of Representatives on the 24th day of January, 1905, and by the Senate on the 26th day of January, 1905	57	{ 257 } { 431 } { 523 }	523	682	{ 265 } { 276 } { 561 } { 714 }	700	715	717	288	319	
26.	Mr. LONG: An act for the relief of Garfield county	57	{ 175 } { 205 }			188						
27.	Mr. MILLER: An act declaring the waters, waterways, streams, and water courses of the state to be highways, defining the use thereof, providing for the improvement thereof, and forbidding obstructions therein	57	{ 122 } { 205 } { 233 }	{ 122 } { 234 }	297	{ 150 } { 265 } { 496 }	466	490	500	533		
28.	MEERS, REITER and VAN SLYKE: An act to provide for the payment by the State, or counties or cities of the premium or charge on official bonds when given by surety companies	57										
29.	Mr. MCCOY: An act to amend an act entitled "An act to amend section 1 of an act entitled 'An act to amend section 12 of an act entitled 'An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted school, ride, oyster and other lands, harbor areas, and for the construction and completion of the several grants to the state by the United States,' creating a board of appraisers and a board of harbor line commissioners, as required by articles XVI and XVI of the State Constitution, which shall be generally known as the board of state land commissioners, defining their duties, and making an appropriation therefor, and declaring emergency," approved March 16, 1897, approved March 14, 1899," approved March 18, 1901, and declaring an emergency	57	277									
30.	Mr. LONG: An act in relation to estrays, prescribing penalties for the violation thereof	58	{ 108 } { 146 } { 155 }	159	177	{ 172 } { 178 } { 341 }	298	341	342	348		



## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.							
	<i>Read first time and referred.</i>	<i>Report from Committee...</i>	<i>Second reading and amend- ments.....</i>	<i>Third reading and vote on passage.....</i>	<i>Other action by House.....</i>	<i>Report from Senate.....</i>	<i>Signed by Speaker.....</i>
							<i>Message from Governor....</i>
							<i>Signed by Pres- ident of Senate</i>
							<i>Signed by Speaker.....</i>
							<i>Report from Senate.....</i>
							<i>Other action by House.....</i>
							<i>Third reading and vote on passage.....</i>
							<i>Second reading and amend- ments.....</i>
							<i>Report from Committee...</i>
							<i>Read first time and referred.</i>
31. Mr. MCCOY: An act to amend section 1 of an act entitled "An act to amend section 11 of an act entitled 'An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners as required by articles XV and XVI of the State Constitution, which shall be generally known as the board of state land commissioners; defining their duties and making an appropriation therefor, and declaring an emergency,' approved March 16, 1897," approved March 12, 1903, and declaring an emergency.....	58	{ 277 } { 344 }			{ 345 } { 395 }		
32. Mr. SHEETS: An act to provide for the construction of a part of the state wagon road known as the "North Yakima and Natches state road," making an appropriation therefor, and declaring an emergency .....	58	182					
33. Mr. REID: An act providing a method for the assessment and collection of an excise tax from bonding companies doing business in the State of Washington .....	58	185	197	221			
34. Mr. REID: An act providing a method for the assessment and collection of an excise tax from sleeping car companies doing business in the State of Washington .....	58	516					
35. Mr. REID: An act providing a method for the assessment and collection of an excise tax from express companies doing business in this state .....	58	384	454	582		700	
36. Mr. REID: An act creating a state board of tax commissioners, defining its powers and duties .....	59	{ 185 } { 197 }	198	222	{ 210 } { 418 } { 647 }	610	608



## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Pres- ident of Senate	Message from Governor....
42. Mr. BLAKES: An act to amend section one (1) of chapter one hundred and four (104) of the Laws of 1903 of the Code of Public Instruction, relating to changing the boundaries of school districts.....	62	277							
43. Mr. ULSH: An act providing for the laying out and construction of a state wagon road, making an appropriation therefor, creating a commission to lay out and construct the same, defining its powers and duties, fixing the compensation of its members and declaring an emergency.....	62	181			{ 118 218 225 415 }	406	449	450	457
44. Mr. REYES: An act providing for the incorporation and regulation of live stock insurance companies and associations.....	63	193	229	273					
45. Mr. FROSTAD: An act to apportion the State of Washington into three congressional districts.....	63	590							
46. Mr. HENDERSON: An act prescribing the penalty for the theft of or stealing a bicycle.....	63	334							
46. (Substitute.) COMMITTEE ON JUDICIARY: An act in relation to larceny and prescribing the punishment for the theft of a bicycle.....		334	469	589					
47. Mr. KNOX: An act for the relief of Joseph Canutt.....	63	164	164	179	299	251	267	268	319
48. Mr. J. B. LINDELEY: An act to amend section 5173 of Hallinger's Annotated Codes and Statutes of Washington, the same being section 1110 of Pierce's Washington Code, relating to costs in civil actions.....	63	163	103	118	{ 118 289 }	261	267	268	319

49. Mr. TWICHELL: An act to amend section 5 of an act entitled "An act to provide for the enrollment of the militia, for the regulation, maintenance and discipline of the National Guard of the State of Washington and for the public defence, and to amend sections 1932, 1933, 1934, 1935, 1936, 1944, 1975, 1991, 2000, 2010 and 2008 and to repeal section 1957 of Ballinger's Annotated Codes and Statutes of the State of Washington, and to amend sections 6, 7, 8 and 11 of an act entitled "An act to amend sections 1928, 1929, 1930, 1950, 1953, 1954, 1963, 1981, 1980, 1992, 1993, 2025, 2028, 2046 and 2061 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to the Military Code of the State of Washington, providing for courts of inquiry, and declaring an emergency," approved March 16, 1901, and declaring an emergency," approved March 16, 1903.....

50. Mr. J. B. LINDSLEY: An act relating to the selling, leasing or making contracts concerning its real estate, or granting or renewing franchises or special privileges by incorporated cities or towns, and providing for submitting such question or measure to the voters of such cities or towns.....

51. Mr. IRVING: An act providing for the amendment of section 16 of article 1 of the Constitution of the State of Washington relative to the condemnation of private property for private and public uses by enlarging such power of condemnation so as to include the taking of private property for drains, flumes, ditches or rights of way on or across the lands or waters of others for agricultural, domestic or sanitary purposes, or for the removal of timber products.....

52. Mr. HENDERSON: A bill for an act to amend section 6 of an act entitled "An act making provisions for the incorporation of cemetery associations, defining their powers, and prescribing a penalty for injury to their property," approved March 6, 1899.....

53. Mr. MCVAY: An act to enable counties, cities and towns to validate certain warrants and other obligations and evidences of indebtedness of the part of such counties, cities and towns issued by the corporate authorities thereof in excess of their legal authority, and declaring an emergency.....

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63	206	.....	.....	161	.....	.....	.....	.....
69	146	159	177	548	.....	.....	.....	.....
69	277	356	380	547	668	667	691	{ 592 } { 640 } { 667 }

## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Pres- ident of Senate	Message from Governor.....
54. Mr. FROSTAD: An act to amend sections 5 and 6 of "An act to provide against the adulteration of food and fraud in the sale thereof; creating a state board of food commission, defining their duties and providing for the appointment of an officer to be known as the state dairy and food commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency, and repealing an act to provide against the adulteration of food; approved March 13, 1899, approved March 17, 1901, the same being sections 5327 and 5328 of Pierce's Code .....	69	181	189	202	447 } 489 }	434	490	500	534
55. Mr. N. E. LINSLEY: An act to create a state fish hatchery on the Little Spokane River in Spokane County, State of Washington, for the propagation and distribution of trout, bass and other game fish in the State of Washington .....	69	193 } 211 } 258 }	342	342	211 } 421 } 667 }	657	671	688	691
56. Mr. LEE A. JOHNSON: An act providing for the destruction of certain wild animals in this state.....	69	481							
57. Mr. ROTH: An act making a deficiency appropriation for the state oyster board of the State of Washington.....	69	193	213	239	409 } 421 }	405	423	424	433
58. Mr. HUGHES: Repealing chapter XXVII Session Laws of 1901, the same being an act to reserve certain state lands from sale or lease and declaring an emergency .....	74	154 } 193 }	172		183				
59. Mr. MINARD: An act providing for the amendment of section 1 of article XXI of the Constitution of the State of Washington, entitled "Water rights," by enlarging the public use of the water of this state so as to include the removal of timber products .....	74	206	232	295	255 } 536 }	528	540	547	579





73.	Mr. FANCHER: An act to amend section XVI of an act entitled "An act in relation to the Indians of the State of Washington and making appropriations for the maintenance thereof and declaring an emergency," approved March 13, 1890. The same being section 5646 of Pierce's Washington Code.	83	{ 224 } { 245 }	245	299	280		
74.	Mr. LYONS: An act to amend section 1 of the act entitled "An act to regulate and limit the hours of employment of females in any mechanical or mercantile establishment, laundry, hotel and restaurant; to provide for its enforcement and a penalty for its violation," approved March 11, 1901.	83	185					
75.	Mr. HUGHES: An act authorizing the consolidation of actions for libel and evidence therein.	83	277					
76.	Mr. LAMBERT: An act relating to fees to be collected by the secretary of state and repealing an act entitled "An act fixing the fees to be paid to the secretary of state by corporations doing business in this state, and declaring an emergency," approved March 13, 1897, and declaring an emergency.	83	{ 384 } { 520 }	522	552	561		
77.	Mr. DYKE: An act to provide for the extermination of cougars in the State of Washington and for the payment of bounties for such extermination, and making an appropriation therefor, and declaring an emergency.	84	431					
78.	Mr. WILLIAMS: An act to amend section 8 (Pierce's Code, section 5281) of an act entitled "An act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catch and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency," approved March 13, 1899; as amended by an act approved March 1, 1901, as amended by an act approved March 16, 1903.	84						
79.	Mr. MCGREGOR: An act to amend section 1 of an act entitled "An act to amend section 1 of and adding section 2 1-2 and section 4 1-2 to an act entitled "An act providing for the creation of the office of state veterinary surgeon and defining his duties," approved March 22, 1895.	93	{ 185 } { 225 } { 251 }	252	304	{ 199 } { 260 }	436	
80.	Mr. RATCLIFFE: An act regulating the sale of intoxicating liquors in incorporated cities or towns and providing for a license fee and for the distribution of the same.	93	193					



## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Pres- ident of Senate	Message from Governor....
81. Mr. BLAKER: An act empowering boards of county commissioners to make exhibits of the products of their respective counties at the Lewis and Clark Centennial and American Pacific Exposition and Oriental Fair, 1905, at Portland, Oregon, and to appropriate money from the county current expense fund to meet the expenses of such exhibits, and declaring an emergency .....	93	193	210	223	289	251	287	288	319
82. Mr. SMITH: An act to change the name of the Washington Agricultural Experiment Station and School of Science to the State College of Washington .....	94	{ 257 } { 285 }	286	330	{ 299 } { 468 }	466	490	500	534
83. Mr. STILSON: An act preventing the sale of lands set apart for the use, support, establishment, maintenance and endowment of the State Agricultural College and School of Science without the consent of the board of regents of said college .....	94	193	211		{ 255 } { 260 }	337			
84. Mr. RUDIO: An act requiring holders of delinquent tax certificates to make, in proceedings for the foreclosure of such certificates, the holders of municipal improvement bonds, parties defendant, and serve them with notice of such foreclosure proceedings in certain cases .....	94	{ 145 } { 198 } { 212 }	213	270	260				
85. Mr. BASSETT: An act limiting the power of county commissioners and town councils to grant license for sale of intoxicating liquors in accordance with majority public sentiment, and providing for petitions of remonstrance to express such sentiment .....	94	481			112				
86. Mr. KENOVEN: An act to amend section 3 (Ballinger's Code, section 2955) of an act entitled "An act to regulate, restrain, license or prohibit the sale of intoxicating liquors," approved February 2, 1903 .....	94	{ 225 } { 254 }	255	306	390				

87.	Mr. N. E. LINSLEY: An act regulating insurance companies, forbidding the payment of rebates or commissions to other than authorized agents .....	94	252						
87.	(Substitute.) COMMITTEE ON INSURANCE: An act regulating the business of fire insurance and providing a penalty for its violation. ....		252						
88.	Mr. J. B. LINDSLEY: An act amending section 3034 of Pierce's Code, being section 6754 of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals to Superior Courts .....	94	158 { 146 } { 157 }	176	{ 172 } { 302 }	292	315	382	347
89.	Mr. MELCHER: An act to amend section one (1) of chapter CLIX of the Session Laws of 1901, entitled "An act for the protection of bass, perch, pickerel and pike in the lakes of this state" .....	95	{ 122 } { 257 }		284				
90.	Mr. HUGHES: An act for the relief of John H. Williams, and authorizing the commissioner of public lands of the State of Washington to relinquish on behalf of the State of Washington, for the benefit of John H. Williams, the south half of the south half of section 36, township 25, north of range 22 east of the Willamette Meridian .....	95	{ 154 } { 193 } { 230 }	293	{ 170 } { 255 } { 421 }	404	423	425	433
91.	Mr. TODD: An act to provide for the publication and sale of the reports of the Supreme Court of the State of Washington .....	95	560						
92.	Mr. MINARD: An act to amend sections 23, 24, 30, 137, 145 and 175 of an act entitled "An act to establish a general, uniform system of public schools in the State of Washington, and repealing chapter VI of title III, chapter VII of title V, all of title X, except chapter XVII, chapter IV of title L, all being of volume 1 of Hill's Annotated Statutes and Codes of Washington; also repealing all amendments thereto; also repealing an act entitled 'An act concerning the formation of new school districts, changing the boundaries and transferring territory from one district to another,' approved March 9, 1893; also repealing an act entitled 'An act to provide for the management and control of state normal schools in the State of Washington,' approved March 10, 1893, and all amendments thereto; also repealing an act entitled 'An act granting to school districts the right to purchase school house sites of school lands belonging to the State of Washington of not less than one acre and not more than five acres, and granting to school districts the preference right to purchase such sites, and declaring an emergency,' approved February 26, 1895; also repealing an act entitled 'An act relating to the indebtedness of school districts,								



96. (Substitute.) COMMITTEE ON MUNICIPAL CORPORATIONS OF FIRST CLASS: An act relating to justices of the peace and constables in cities having a population of more than thirty-five thousand (35,000) inhabitants, providing for their election and appointment, fixing their salaries and declaring an emergency.....	308	{ 366 } { 479 }	479	{ 421 } { 667 }	657	671	688	691
97. Mr. DYKE: An act to establish a game fish hatchery in Clallam County, State of Washington .....	102	{ 191 } { 257 } { 431 } { 564 }	564	{ 285 } { 616 }	.....	.....	.....	.....
98. Mr. HUXTABLE: An act defining who may be construed to be fellow servants .....	102	{ 258 } { 340 }	.....	340	.....	.....	.....	.....
99. Mr. BASSETT: An act to amend chapter 97 of the Session Laws of 1903, being "An act providing for the incorporation and regulation of mutual fire insurance companies".....	102	{ 277 } { 344 }	344	373	547	592	596	609
100. Mr. LEE A. JOHNSON: An act creating the office of chaplain of penitentiary, prescribing his duties, fixing his compensation and declaring an emergency .....	102	169	{ 176 } { 201 }	202	{ 210 } { 400 }	400	449	457
101. Mr. DAWES: An act to regulate the practice of architecture.....	102	206	.....	.....	.....	.....	.....	.....
102. Mr. J. B. LINDSLEY: An act to enable cities of the first, second and third classes, and other cities and towns working under special charters, having sufficient population to authorize them to re-incorporate under the laws of the State of Washington, as cities of the first, second or third class, to exercise the right of eminent domain for the taking and damaging of land and property for public purposes, providing a method for making compensation therefor, and providing for special assessments in certain cases upon property benefited, and declaring an emergency .....	102	181	{ 190 } { 228 }	271	{ 255 } { 442 } { 520 }	434	526	538
103. Mr. J. B. LINDSLEY: An act relieving cities and towns from liability for death or damage to person or property upon streets, alleys or other public places which have not been improved and opened to public travel .....	102	181	197	220	337	.....	.....	.....
104. Mr. KNOXER: An act to amend sections 3510, 3511, 3512 and 3515 of Ballinger's Annotated Codes and Statutes of Washington, relating to the powers of county commissioners to offer bounties for the killing of wild animals .....	102	488	.....	.....	.....	.....	.....	.....

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NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Pres- ident of Senate	Message from Governor....
105. Mr. RUDENE: An act prohibiting the making, uttering, issuing or in any way circulating, "trade checks" or any substance or thing used as such, making the same a misdemeanor and providing the punishment therefor .....	103	241							
106. Mr. RUDENE: An act relating to the punishment of the crime of seduction, and amending section 7066 of Ballinger's Code and Statutes of Washington .....	103	181	190	236	$\left. \begin{array}{l} 200 \\ 219 \\ 227 \\ 284 \\ 421 \end{array} \right\}$	382	423	424	438
107. Mr. EVELLY: An act prohibiting the manufacture, sale or bringing into the state for the purpose of sale, giving away or otherwise disposing of any cigarettes, cigarette wrappers or paper or substitute therefor, providing penalties, and repealing certain laws.....	110	$\left. \begin{array}{l} 447 \\ 565 \end{array} \right\}$	565		616				
108. Mr. N. E. LINSLEY: An act to provide for the disposition of the delinquent tax lists of the several counties of the State of Washington .....	110	241							
109. Mr. HARPER: An act providing a close season for trout fishing in Trout Creek, in the County of Ferry, and declaring an emergency..	110	257			284				
110. Mr. CHAS. JOHNSON: An act to amend section one (1) of chapter forty-seven (47) of the laws of 1903 providing for a closed season for trout fishing in the lakes and streams of Chelan county, and declaring an emergency .....	111	57	284	$\left. \begin{array}{l} 329 \\ 386 \end{array} \right\}$	$\left. \begin{array}{l} 380 \\ 396 \\ 411 \\ 486 \end{array} \right\}$	434	490	500	584
111. Mr. TORN: An act amending section 3 of an act entitled "An act relating to and providing for the enforcement of liens for labor and material," approved February 21, 1903 .....	111	208							

1112.	Mr. LAWERT: An act providing for a state wagon road, beginning at Marble Mount, Skagit County, Washington; thence in a northerly direction up the west bank of the Skagit river to the mouth of Ruby Creek; thence in an easterly direction up Ruby Creek to the mouth of Canyon Creek; thence in an easterly direction of Canyon Creek to the mouth of Slate Creek; thence in an easterly direction up Slate Creek to the town of Barren, in Whatcom County; making an appropriation therefor, and creating a commission to lay out and establish said wagon road, and declaring an emergency.	111	257							
1113.	Mr. GLASON: An act authorizing associations and companies owning cemeteries to accept trust funds, the income therefrom to be used in the betterment, care and improvement of such cemeteries.	111	241	284	322	714	646	697	702	708
1114.	Mr. VILAS: An act empowering cities of the first-class to enact building ordinances and create a building department, and defining the powers and duties thereof.	111	225							
1115.	Mr. VILAS: An act to regulate plumbing in cities of the first-class in the State of Washington, providing for the licensing of persons to carry on the business and work of plumbing, creating a board of examiners, providing for a plumbing inspector, fixing the compensation of examiners, providing a penalty for the violation thereof, and repealing all acts in conflict therewith.	111	{ 206 } { 343 }			{ 266 } { 421 }				
1115.	(Substitute.) COMMITTEE ON MUNICIPAL CORPORATIONS OF THE FIRST CLASS: An act to regulate plumbing in cities having a population of ten thousand inhabitants or over, providing for the licensing of persons to carry on the business and work of plumbing, creating a board of plumbing examiners, fixing the compensation of plumbing examiners, providing a penalty for the violation hereof, and repealing all acts in conflict herewith.	205	{ 206 } { 343 }	{ 294 } { 344 } { 372 }	373	538	499	540	546	579
1116.	Mr. BOOTH: An act relating to the orders, judgments and opinions of the supreme court of Washington, and the furnishing of copies thereof to the parties.	112	181							
1117.	Mr. CLARKE: An act fixing the salaries of county commissioners in counties of the first-class and amending section 1 of an act entitled "An act to amend sections 3 to 31, both inclusive, of an act entitled 'An act classifying the counties according to population, enumerating the county officers, fixing the salaries thereof, providing for deputies, collection of fees and payment of salaries,'" said section hereby amended being section 1 of chapter CLXI of the Session Laws of 1895, amendatory of chapter 10 of the Laws of 1890, and approved March 20, 1895 (being the same as section 4807 of Pierce's Code of the Laws of Washington).	112	181	{ 190 } { 208 }	204	{ 290 } { 210 } { 292 } { 302 }	292	315	331	347

## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Pres- ident of Senate	Message from Governor....
105. MR. RUDENE: An act prohibiting the making, uttering, issuing or in any way circulating, "trade checks" or any substance or thing used as such, making the same a misdemeanor and providing the punishment therefor .....	103	241			$\left. \begin{array}{l} 200 \\ 219 \\ 227 \\ 284 \\ 421 \end{array} \right\}$				
106. MR. RUDENE: An act relating to the punishment of the crime of seduction, and amending section 7066 of Ballinger's Code and Statutes of Washington .....	103	181	190	236	616	382	423	424	433
107. MR. EYERLY: An act prohibiting the manufacture, sale or bringing into the state for the purpose of sale, giving away, or otherwise disposing of any cigarettes, cigarette wrappers or paper or substitute therefor, providing penalties, and repealing certain laws.....	110	$\left. \begin{array}{l} 447 \\ 565 \end{array} \right\}$	565						
108. MR. N. E. LINSLEY: An act to provide for the disposition of the delinquent tax lists of the several counties of the State of Washington .....	110	241							
109. MR. HARPER: An act providing a close season for trout fishing in Trout Creek, in the County of Ferry, and declaring an emergency..	110	267			284				
110. MR. CHAS. JOHNSON: An act to amend section one (1) of chapter forty-seven (47) of the Laws of 1903 providing for a closed season for trout fishing in the lakes and streams of Chelan county, and declaring an emergency .....	111	67	264	$\left. \begin{array}{l} 329 \\ 328 \\ 441 \\ 459 \end{array} \right\}$	$\left. \begin{array}{l} 380 \\ 386 \\ 441 \\ 459 \end{array} \right\}$	434	490	500	534
111. MR. TOMP: An act amending section 3 of an act entitled "An act to amend and amend the enforcement of laws for labor and material," approved February 21, 1903.....	111	236							

112.	Mr. LAMBERT: An act providing for a state wagon road, beginning at Marble Mount, Skagit County, Washington; thence in a northerly direction up the west bank of the Skagit river to the mouth of Ruby Creek; thence in an easterly direction up Ruby Creek to the mouth of Canyon Creek; thence in an easterly direction of Canyon Creek to the mouth of Slate Creek; thence in an easterly direction up Slate Creek to the town of Barren, in Whatcom County; making an appropriation therefor, and creating a commission to lay out and establish said wagon road, and declaring an emergency.	111	257						
1113.	Mr. GLASON: An act authorizing associations and companies owning cemeteries to accept trust funds, the income therefrom to be used in the betterment, care and improvement of such cemeteries.	111	241	264	822	714	666	697	708
1114.	Mr. VILAS: An act empowering cities of the first-class to enact building ordinances and create a building department, and defining the powers and duties thereof.	111	225						
1115.	Mr. VILAS: An act to regulate plumbing in cities of the first-class in the State of Washington, providing for the licensing of persons to carry on the business and work of plumbing, creating a board of examiners, providing for a plumbing inspector, fixing the compensation of examiners, providing a penalty for the violation thereof, and repealing all acts in conflict therewith.	111	{ 206 } { 943 }			{ 266 } { 421 }			
1115.	(Substitute.) COMMITTEE ON MUNICIPAL CORPORATIONS OF THE FIRST CLASS: An act to regulate plumbing in cities having a population of less than ten thousand inhabitants, or over providing for the licensing of persons to carry on the business and work of plumbing, creating a board of plumbing examiners, fixing the compensation of plumbing examiners, providing a penalty for the violation hereof, and repealing all acts in conflict herewith.	206	{ 206 } { 943 }	{ 284 } { 344 } { 372 }	373	536	499	540	579
1116.	Mr. BOOTH: An act relating to the orders, judgments and opinions of the supreme court of Washington, and the furnishing of copies thereof to the parties.	112	181						
1117.	Mr. CLARKE: An act fixing the salaries of county commissioners in counties of the first-class and amending section 1 of an act entitled "An act to amend sections 3 to 31, both inclusive, of an act entitled 'An act classifying the counties according to population, enumerating the county officers, fixing the salaries thereof, providing for deputies, collection of fees and payment of salaries,'" said section hereby amended being section 1 of chapter CLXI of the Session Laws of 1895, amendatory of chapter 10 of the Laws of 1890, and approved March 20, 1895 (being the same as section 4007 of Pierce's Code of the Laws of Washington).	112	181	{ 180 } { 208 }	204	{ 200 } { 210 } { 292 } { 302 }	292	315	347



## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.							
	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....
118. Mr. N. E. LINSLEY: An act to amend sections 6, 10, 12, 13, 15, 16 and 17 of an act entitled "An act relating to drugs and medicines, the licensing of persons to compound, dispense, buy and sell the same in the State of Washington, placing restrictions on the sale of wines, malt and spirituous liquors, defining crimes and misdemeanors and prescribing penalties in cases of violations of the provisions of this act, repealing chapter 153 of the Session Laws of 1891 of Washington, being an act entitled 'An act to regulate the practice of pharmacy, the licensing of persons to carry on such practice and the sale of poisons in the State of Washington,' approved March 9, 1891, and also repealing chapter 113 of the Session Laws of 1893 of Washington, being an act entitled 'An act to amend section 8, chapter 153, of the Session Laws of 1891, of Washington, regulating the practice of pharmacy,' approved March 9, 1891, and declaring an emergency," approved March 10, 1893, and sections 6869, 6963, 6966, 6968, 6969 and 6970 of Pierce's Washington Code, and declaring an emergency .....	115	258	341		341		
119. Mr. VILAS: An act to regulate the practice of optometry and for the appointment of a board of examiners in the matter of said regulation .....	116						
120. Mr. GLEASON: A bill to establish a board of commissioners for the promotion of uniformity of legislation in the United States....	116	{ 225 } { 248 }	{ 249 } { 365 }	302	{ 260 } { 355 } { 478 } { 520 }	464	533
121. Mr. WEATHERFORD: An act fixing the present limits of cities of the second, third and fourth-class and providing for the extending of the same.....	116	{ 277 } { 418 }					568

122.	Mr. HARR: An act relating to the waters of the state and riparian and other rights thereto, the appropriation thereof for beneficial uses, fixing a standard of measurement of such waters, providing that certain contracts for the use of such waters shall not be enforceable, providing for co-operation with the United States in relation to irrigation, granting to the United States certain rights in state lands and in the waters of the state and in the beds and shores of the waters of the State, imposing certain restrictions upon the sale of certain state lands, granting the right to exercise the power of eminent domain for the utilization of the waters of the state for certain beneficial uses and for condemning certain lands and property of the state .....	116	431						
123.	Mr. BOWERS: An act providing for the amendment of section four (4) of article eleven (11) of the Constitution of the State of Washington, relating to the establishment of county and township government .....	117	488						
124.	Mr. LEVIN: An act in relation to savings banks, savings and loan societies, and institutions in which deposits of money are made and interest paid thereon .....	117	{ 241 } { 263 }	264	320	{ 288 } { 696 } { 714 }	663	715	716 718
125.	Mr. LEE A. JOHNSON: An act providing for elections to be held by the legal voters of the State of Washington in any county, incorporated city, town or township upon a petition of 15 per cent of the legal voters; providing for the filing of petitions for such elections, and for the time and manner of holding and conducting the same; limiting the power of granting licenses in accordance with said elections; prescribing penalties for violations; prescribing the duties of public officers in relation to such elections, and providing for the punishment in case of failure to discharge their duties; providing for the publication of notices of such elections and limiting the time when such questions may again be submitted to vote in the same territory, and declaring certain rules of evidence applicable to prosecutions under this act, and generally regulating the sale of intoxicating liquors .....	117	{ 290 } { 416 } { 421 }	{ 416 } { 421 }	555	{ 359 } { 561 }			
126.	Mr. BOLINGER: An act to establish a state fish hatchery on the upper Methow river, or some of its tributaries in Okanogan county, in the State of Washington .....	117	{ 289 } { 357 }	357	393	{ 421 } { 667 }	657	668	667 691
127.	Mr. BOOTH: A bill to create a state board of osteopathic registration and examination, to license osteopathic physicians, to regulate the practice of osteopathy in the State of Washington, prescribing penalties for the violation of this act .....	122							

## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Pres- ident of Senate	Message from Governor....
128. Mr. BOOTH: An act providing for and fixing the amount of bonds of guardians.....	122	181	190		{ 200 } { 219 } { 237 } { 238 }				
129. Mr. GEO. L. DAVIS: An act providing for the protection and health of employees in factories, mills or workshops, where machinery is used, and providing for suits to recover damages caused by the violation thereof, and repealing an act entitled "An act providing for the protection of employees in factories, mills or workshops where machinery is used, and providing for the punishment of the violator thereof," approved March 6, 1903, and repealing all other acts or parts of acts in conflict herewith, and declaring an emergency .....	122	{ 224 } { 247 } { 383 } { 444 }	446	509	{ 510 } { 561 }	547	592	597	615
130. Messrs. KENOYER and SMITH: An act to prohibit all live stock from running at large in any county in the State of Washington in which three-fourths of the land adapted to agriculture and grazing is under fence .....	123	277							
130. (Substitute) COMMISSIONER ON AGRICULTURE: An act to prohibit all live stock from running at large in any county and portion of a county in the State of Washington in which three-fourths of the land therein are under fence and providing a penalty for the enforcement of the act.....		277	{ 345 } { 353 }	378	{ 421 } { 619 }	611	634	640	690
131. Mr. KENOYER: An act to repeal an act entitled "An act to amend section 1, (Pierce's Code, section 3921), of an act entitled 'An act to provide for annexing certain territory to a neighboring county in which it is contiguous,' and to repeal section 10 of said act approved March 9, 1891," approved by the Governor March 16, 1903..	123	{ 215 } { 234 }	235	297	{ 255 } { 284 } { 421 }	382	423	424	438

132. Mr. DAWES: An act for the relief of Henry Somers, and making an appropriation therefor.....	123	$\left\{ \begin{array}{l} 257 \\ 324 \\ 384 \\ 436 \end{array} \right\}$	437	540	$\left\{ \begin{array}{l} 284 \\ 561 \\ 714 \end{array} \right\}$	695	715	716	718
133. Messrs. BENN and DAVIS: An act prohibiting the use of deception, misrepresentation, false advertising, false pretenses and unlawful force in the procuring of employes to work in any department or labor in this State; prohibiting the holding of baggage or personal effects for advanced wages; or holding any of the personal effects of any kind whatever of any person employed by a firm, company or corporation, and fixing penalties for the violation thereof.....	123	182							
134. Mr. DYKS: An act governing pilotage on the waters of Puget sound and its tributaries and regulating the compensation therefor and repealing sections 3216, 3217, 3218, 3219, 3220, 3221, 3222, 3223, 3224, 3225, 3226, 3227, 3228, 3229, 3230, 3231, 3232, 3233, 3234, 3235, 3236, 3237, 3238, 3239, 3240, 3241, 3242 and 3243 of Ballinger's Code .....	123	241							
135. Mr. MCCOY: An act creating a fund to be known as the public highway fund and making provision for an annual levy to produce revenue therein for the construction and repairs of highways and bridges .....	123	$\left\{ \begin{array}{l} 181 \\ 241 \\ 264 \end{array} \right\}$	$\left\{ \begin{array}{l} 190 \\ 255 \\ 324 \end{array} \right\}$	324	$\left\{ \begin{array}{l} 218 \\ 288 \\ 692 \\ 714 \end{array} \right\}$	664	715	717	
136. Mr. LAMBERT: An act to provide for sheriffs charging fees for serving warrants of arrest in criminal cases and adding to the schedule of sheriffs fees prescribed in chapter 151 of the act of 1903 .....	124	225			252				
136. (Substitute.) COMMITTEE ON JUDICIARY: An act to provide for sheriff's fees for serving warrants of arrest and making arrests in criminal cases .....		225	252	303		404			
137. Mr. STROBRIDGE: An act to regulate the practice of osteopathy in the State of Washington; to license osteopaths and to punish all persons violating the provisions of this act, and amending sections 3012 of Ballinger's Annotated Codes and Statutes of Washington, relating to the appointment of a state board of medical examiners and declaring an emergency .....	124	516							

## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Pres- ident of Senate	Message from Governor....
137. (Substitute.) COMMITTEE ON MEDICINE, SURGERY, DENTISTRY AND HYGIENE: An act to regulate the practice of osteopathy in the State of Washington; to license osteopaths and to punish all persons violating the provisions of this act; and amending section 3012 of Ballinger's Annotated Codes and Statutes of Washington, relating to the appointment of a state board of medical examiners; and amending section 3 of an act of the Legislature of the State of Washington, passed February 28th, 1901, entitled "An act to amend an act entitled 'An act to regulate the practice of medicine and surgery in the State of Washington, and to license physicians and surgeons; to punish all people violating the provisions of this act, and to repeal all laws in conflict therewith, and declaring an emergency,' approved April 10th, 1890," and declaring an emergency.	516								
138. Mr. BROWN: An act to repeal an act entitled "An act to prohibit the carrying on the business of barbering on Sunday and providing a penalty for the violation thereof," approved March 7, 1903, and being chapter 55 of the Session Laws of 1903 of the State of Wash- ington .....	124	185							
139. Mr. DICKSON: An act establishing hunter's license, providing for the disposition of all moneys collected under the same, fixing the penalties repealing all conflicting laws, repealing section nine (9), chapter one hundred and thirty-four (134) of the Session Laws of 1901, and repealing all of chapter ninety-four (94) of the Session Laws of 1902, the same being an act establishing hunter's license, providing for the disposition of all moneys collected under the same, fixing the penalties and repealing all conflicting laws.....	124	537							
140. Mr. McNICOLL: An act concerning wages of labor and amending sections 1 and 3 of "An act to provide for the payment of wages of labor in lawful money of the United States and to punish vio- lations of the same," approved February 2, 1898.....	124	185 } 226 } 353 }	277 } 355 }	378	190 } 250 } 421 } 638 } 947 }	611	646		696

141. Mr. HARR: An act to amend an act entitled "An act to provide for the organisation and incorporation of companies for clearing out and improving rivers and streams in this state, and for the purpose of driving, sorting, holding and delivering logs and other timber products thereon, fixing maximum tolls therefor." Approved March 18, 1895 .....	125	{ 175 } 334 424	424	539	{ 561 } 714	604	697	702	707
142. Mr. BOOTH: An act for the protection of game birds, closing certain districts against hunting certain wild fowl and providing penalties for violations .....	147	257			285				
143. Mr. LYONS: An act allowing poor persons to prosecute and defend in the Superior Court without the advancement of liability for costs and fees, and providing penalties for fraud in application and prosecution of same, and declaring an emergency .....	147	241							
144. Mr. CRANE: An act for the protection of bass, muscalonge, perch, pickerel, pike and sunfish in the lakes and streams of this state. ....	147								
145. Mr. DYKE: An act providing for the publication of historical reminiscences, biographies and facts of early settlers of Washington, by the Order of Native Sons of Washington, incorporated .....	147	175							
146. Mr. REID: An act entitled an act to amend section 5 of "An act to amend sections 4, 5, 9 and 10 of an act entitled "An act providing for the assessment and collection of taxes of cities of the first-class and specifying the duties of certain county officers in regard thereto and declaring an emergency," approved March 9, 1893, approved March 21, 1893 .....	147	242	266	326	714	687	715	716	
147. Mr. REID: An act entitled an act to amend section 94 of "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897 .....	148	242	265	323	714	688	715	716	718
148. Mr. RUPENE: An act making an appropriation for publishing the proceedings of the annual meetings of the Washington State Dairyman's Association .....	148	185			199				
149. Mr. GEO. L. DAVIS: An act repealing an act entitled "An act to provide for township organizations, and prescribing the duties and fixing the compensation of township officers, and providing for the assessment, levy and collection of town taxes," the same being chapter 175 of the Session Laws of 1895, of the State of Washington .....	148	489							

## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee.	Second reading and amendments.	Third reading and vote on passage.	Other action by House.	Report from Senate.	Signed by Speaker.	Signed by President of Senate.	Message from Governor.
150. Mr. ROTH: An act relating to maintenance, repair and renewal of sidewalks in cities of the first, second, third and fourth-class, and other cities of equal population working under special charters, and providing for the payment thereof by the owners of abutting property and declaring an emergency . . . . .	148	193	210	208	{ 385 } { 421 }	381	423	424	449
151. Mr. TWICHELL: An act for the better protection of life and property against injury or damage resulting from the operation of certain portable and stationary engines and boilers by incompetent persons, and creating a board of examiners therefor, and prescribing the duties and powers of such board . . . . .	148	{ 258 } { 340 }			341				
152. Mr. RUDIO: An act regulating automobiles, motor vehicles or motor cycles on public roads, highways, park or parkways, streets or avenues, within the State of Washington . . . . .	148	241	265	324	{ 288 } { 701 } { 708 } { 713 } { 714 }	698	717	718	
153. Mr. WEBER: An act to amend an act entitled "To declare certain persons habitual drunkards, and to protect them and others in person and property," being chapter XX volume 2 of Ballinger's Codes of the State of Washington . . . . .	148	280	{ 357 } { 392 }	589	421				
154. Mr. HURSTON: An act to secure and perpetuate liens upon chattels for labor, skill and money expended thereon, and providing for the enforcement thereof . . . . .	149	{ 181 } { 200 }	189		359				
154. (Substitute). COMMITTEE ON JUDICIARY: An act to secure and perpetuate liens upon chattels for labor, skill and material expended thereon, and providing for the enforcement thereof . . . . .		{ 290 } { 418 }	360	399	536	528	552	596	609
156. Mr. FALCONER: An act to provide for state depositories, and regulate the deposits of public moneys therein . . . . .	149	{ 193 } { 228 }	229	272	{ 285 } { 608 }				

156.	Mr. DAWES: An act altering and prescribing the rule of inheritance of descent of certain real and personal property in certain cases .....	149	{ 277 } { 346 }	346	376	421	.....	.....	.....
157.	Mr. DICKSON: An act relating to the sale and manufacture of dairy product and to amend section 9 of and by adding, thereof sections 33, 34, 35, 36, 37, 38, 39, 40 and 41 of an act entitled "An act regulating the manufacture of dairy products, to prevent deception or fraud in the sale of the same, or imitation thereof, providing for the appointment of a dairy commissioner and defining his duties, creating a state board of commissioners and defining their duties, imposing certain duties upon a chemist of state institutions, providing penalties for violation of the law, making an appropriation" .....	149	{ 185 } { 198 } { 258 }	342	372	{ 198 } { 210 } { 402 } { 403 } { 619 }	{ 548 } { 562 }	634	640 690
158.	Mr. REID: An act to amend section 6 of "An act to provide for the assessment and collection of taxes in municipal corporations of the third and fourth-class in the State of Washington and declaring an emergency." Approved March 9, 1893. ....	149	242	266	327	.....	688	706	708 712
159.	Mr. ROBERTS: An act amending act relative to the proper ventilation and safety of coal mines, and prescribing the manner of appointment of inspectors .....	149	258	.....	.....	.....	.....	.....	.....
160.	Mr. MALONEY: An act amending section 6072 of volume 2 of Ballinger's Annotated Codes and Statutes of Washington, relating to the crime of rape .....	154	206	.....	.....	261	.....	.....	.....
161.	Mr. WILLIAMS: An act providing for the reappraisal of the tide lands in front of and adjacent to the city of South Bend, in the county of Pacific, State of Washington. ....	154	{ 333 } { 368 }	369	481	{ 421 } { 714 }	700	697	702 707
162.	Mr. MINARD: An act to submit an amendment to the Constitution of the State of Washington to a vote of the people. ....	155	{ 206 } { 241 }	.....	.....	.....	.....	561	.....
163.	Mr. ULSH: An act to protect deer and other game animals from being pursued, taken, injured or killed by or with the use of dogs, defining and punishing as a misdemeanor all violations thereof and authorizing the killing of dogs while in pursuit of any of such animals .....	155	193	.....	.....	.....	.....	.....	.....





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## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor....
177. Mr. KEYES: An act amending sections 215, 220, 221, 222 and 223 of the Code of Public Instruction relating to the normal schools..	163	277	356	390	{ 389 } { 421 } { 559 }	528	592	596	615
178. Mr. CRANDALL: An act to extend and regulate and limit the liability of employers to make compensation for personal injuries suffered by workmen in their service and providing for civil procedure in actions for injuries sustained by a workman.....	163								
179. Mr. RUPPIO: An act amending sections 1347 and 1350 of volume II of Hill's Annotated Codes and Statutes of Washington, relating to the commitment and working of persons for nonpayment of fines and costs.....	163	181							
180. Mr. BOLINGER: An act to provide for the establishment and repair of a state road commencing near the mouth of the Methow River, on the west bank, in Okanogan County, State of Washington, thence northerly, following and near as practicable, the Methow River to Winthrop; there up the south fork of said Methow River and over the summit to Barren, in the County of Whatcom.....	163	258							
181. Mr. MINARD: An act authorizing the board of state land commissioners of the State of Washington to extend the time for the removal of timber sold on state, granted, or school lands.....	169	277			{ 344 } { 853 }				
182. Mr. MINARD: An act relating to the compulsory attendance of children between the ages of eight and fifteen years in the public schools of the State of Washington, and repealing all laws and parts of laws in conflict herewith.....	169	{ 295 } { 283 }	283	{ 395 } { 522 }	{ 255 } { 302 } { 714 }	646	715	716	
183. Messrs. BENN, DAVIS and MINARD: An act to establish and maintain a state fish hatchery on the Ilumtupulus River, Chehalis County, Washington, and making an appropriation therefor.....	169								

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## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.						
	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....
196. Mr. LYONS: An act to amend section 3522, chapter 5, of Ballinger's Annotated Codes and Statutes of Washington, relating to liability of trespass by animals.....	175	277					
197. Mr. LAMBERT: An act to amend an act "An act to amend an act entitled 'An act in relation to garnishment in justice's courts,' approved March 12, 1903, being chapter 64 of the Acts of 1903.....	175	241					
197. (Substitute.) COMMITTEE ON JUDICIARY: An act prescribing a form of answer in garnishment proceedings in justice courts, prescribing the duties of the officer serving the garnishee summons with reference to said answer and authorizing said officer to take the verification of the garnishee to said answer.....		241	284	327	556		
198. Mr. IAVING: An act providing for the amendment of section 16 of article one (1) of the Constitution of the State of Washington, relating to the exercise of the power of eminent domain.....	175	206	{ 232 } { 296 } { 301 }	301	{ 309 } { 586 }	499	540
199. Mr. McCORMACK: An act to amend section 1 of and adding section 1 1/4 to an act entitled "An act prohibiting the importation of horses, cattle and swine, unless accompanied by certificate of health and permit from some official veterinarian, excepting animals intended for exhibiting, providing for its enforcement, and fixing a penalty for its violation".....	175	{ 333 } { 366 }	307	472	{ 421 } { 693 } { 714 }	666	715
200. Mr. HURTALAN: An act for the protection of game animals, providing for the close season and fixing penalties therefor.....	175						
201. Mr. GEO. L. DAVIS: An act to provide for a close season for razor claims in the Pacific (Ore.) National Game Preserve, and for the purpose of sale or culling and fixing a penalty for the violation of the same and declaring an emergency.....	196	{ 289 } { 308 }	358	394	{ 421 } { 692 } { 714 }	656	715

202.	Mr. BARTLETT: An act to establish and maintain a state fish hatchery on Chimacum Creek, or some of its tributaries, in Jefferson County, Washington, and making an appropriation therefor....	186	{ 289 } 359	397	{ 421 } 667	657	668	667	661
203.	Mr. IRVING: An act relating to the incorporation, management and powers of companies having for their object the building of toll logging roads, chutes, waterways, and other ways for the transportation of logs and other timber products, and conferring on such companies the power of eminent domain and declaring an emergency.	186	{ 224 } 246	247	{ 280 } 336 } 338			597	609
204.	Mr. CHAS. JOHNSON: An act to amend section one and section three of chapter 108 of the Session Laws of 1903, the same being an act to provide for the protection of trout and other game fish in the State of Washington and providing a punishment and declaring an emergency; approved March 14, 1903.....	186	257		284				
205.	Mr. BLACKMORE: An act providing that county officers may close their offices on Saturday, after 12 o'clock noon and declaring an emergency .....	186	225						
206.	Mr. RUDEN: An act to amend sections 7, 8, 9, 10, 11, 13, 14, 16, 17 and 18, and sections 7½, 8½, 9½, 17½ and 17¾, and repealing sections 12 and 15 of chapter 149, of the Session Laws of 1903, entitled "An act providing for the levy, collection and manner of payment of road bridge, poll and property taxes, and the manner of the expenditure thereof, and providing for the division of counties into road districts, and the appointment of supervisors thereof," and repealing all acts and parts of acts in conflict herewith .....	186	241						
207.	Mr. MOLSTAD: An act to amend section 6 of chapter CLIII of the Session Laws of 1901, entitled "An act providing for establishing private fish hatcheries, and for the control, sale and disposition of fish spawn, fry and fish raised in private hatcheries, defining the duties of the fish commissioner in relation thereto, providing a penalty for the violation thereof, and repealing all laws in conflict herewith" .....	187	258						
208.	Mr. MCCOY: An act to provide for the purchase of additional land adjoining the grounds upon which is located the buildings of the State Reform School and making an appropriation therefor .....	187	{ 384 } 447 } 577	577	620	696	715	717	717
209.	Mr. THEUBER: An act relating to the duties of clerks of incorporated cities and towns .....	187	277	355	{ 444 } 616 } 714 } 380 } 582 }				

## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

Message from Governor....							438
Signed by President of Senate							424
Signed by Speaker.....							423
Report from Senate.....							404
Other action by House.....	616					{ 250 } { 421 }	
Third reading and vote on passage.....							272
Second reading and amendments.....	566						228
Report from Committee...	{ 431 } { 566 }	444					
Read first time and referred.	187	187			195	195	195

## NUMBER, AUTHOR AND TITLE.

210. MR. GRIFFIN: An act to establish a state fish hatchery on the South Fork of the Nooksack River, or some of its tributaries, in Whatcom County, in the State of Washington, and making an appropriation therefor .....
211. MR. EIDEMILLER: An act to provide for submitting the question of changing the permanent location of the seat of Government from Olympia, Thurston County, Washington, to Tacoma, Pierce County, Washington, to the vote of the people.....
212. MR. D. J. DAVIS: An act to amend an act entitled "An act to amend sections 2, 3, 12, 13 and 15 of an act entitled 'An act for the protection of game animals and birds, and song birds, and to define and punish as misdemeanors all violations thereof, vesting the county commissioners with authority to appoint game wardens defining their duties, fixing their compensation, and defining the duties of certain county, precinct and municipal peace officers, and repealing sections 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 271, 272 of the Penal Code of the State of Washington,' approved March 11, 1897," .....
213. MR. MCCOY: An act relating to the sale of the hides of deer, moose, elk, caribou, mountain sheep or mountain goat and amending section 9 of an act entitled "An act for the protection of game animals and birds of the State of Washington, defining violations thereof and all fines collected under this act and providing a game fund of all fines collected under this act and repealing all acts and parts of acts in conflict with the provisions of this act." Approved March 12, 1903.....
214. BY COMMITTEE ON APPROPRIATION: An act making an appropriation for the purchase of the public documents of the state library, and declaring an emergency .....





## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Presi- dent of Senate	Message from Governor....
224. Mr. BOOTH: An act giving to present and future lessees of tide lands the right to purchase such tide lands, and declaring an emergency .....	207	{ 333 } { 387 }	{ 358 } { 550 }	550	{ 421 } { 551 }				
225. Mr. DYKE: An act for the relief of S. P. Carusi, of Clallam County, State of Washington, and making an appropriation therefor....	207	.....	{ 232 } { 294 }	294	299	436			
226. Mr. MINARD: An act to amend sections 77, 78, 92, 95, 97, 119 and 120 of an act entitled "An act to establish a general uniform system of public schools in the State of Washington, said act of which this act is amendatory, being known and cited as the code of public instruction of the State of Washington, and being chapter CXVIII of the Session Laws of 1897, approved March 19, 1897.....	207	277	355	379	{ 421 } { 714 }	663	706	708	712
227. Mr. FALCONER: An act relating to the licensing of licensees by counties, cities and towns for the sale or disposal of spirituous, fermented, malt or other intoxicating liquors, and providing for the payment to the state of its proportionate share of the license fee.....	207	242	265	325	714	689	697	702	707
228. Mr. MCCOY: An act relating to the taxing of timber when sold separate and distinct from the land.....	207	{ 353 } { 423 }	424	471	561				
229. Mr. ULSH: An act amending subdivision 5 of section 7 of an act entitled "An act providing for the survey, establishment and repairs of certain state highways and making appropriation therefor," passed over Governor's veto on January 26, 1905, adding a section thereto making said act take effect at once, and declaring an emergency .....	207	290							
230. Mr. SULLIVAN: An act to establish a state fish hatchery on the Elwhah River, or some of its tributaries, in Clallam County, in the State of Washington .....	207	{ 481 } { 506 }	506		616				

231.	Mr. STROBRIDGE: An act appointing county clerks guardians of the estate of insane persons whose estate are less than \$200, and declaring an emergency .....	208	225	302	2 60	436	.....	.....	.....
232.	Mr. ERICKSEN: An act providing for the location, establishment and equipment, at the University of Washington, of a structural materials testing station, and making an appropriation therefor .....	208	277	.....	.....	.....	.....	.....	.....
233.	Mr. BOLLINGER: An act to provide for the establishment and repair of a state road commencing near the mouth of the Methow River, on the west bank in Okanogan County, State of Washington, thence northerly, following as near as practicable, the Methow River to Winthrop, thence in the south fork of said Methow River and over the summit to Barron, in the County of Whatcom, and making an appropriation therefor .....	208	241	.....	265	.....	.....	.....	.....
234.	Mr. HANSEN: An act providing for the survey, establishment, repair and completion of the Kettle Falls-Republic state wagon road in Ferry and Stevens Counties, and providing an appropriation therefor .....	208	241	.....	.....	.....	.....	.....	.....
235.	Mr. BOOTH: An act regulating the examinations and auditing of the accounts of county city, town and school districts officers; and prescribing a penalty for the violation thereof .....	208	225	.....	.....	.....	.....	.....	.....
236.	Mr. STROBRIDGE: An act to amend section 5716 of volume 2 of Ballinger's Annotated Codes and Statutes of Washington, entitled "Grounds for Divorce" .....	208	225	.....	.....	.....	.....	.....	.....
237.	Mr. BOOTH: An act providing for the payment to lessees of tide lands belonging to the state, by subsequent lessees or purchasers from the state, of all improvements placed upon such tide lands, including the cost of filling in and raising such tide lands above high tide and all assessments for local improvements levied against the same, and declaring an emergency .....	208	{ 333 } { 369 }	369	551	{ 421 } { 714 }	689	715	716
238.	Mr. BOOTH: An act relating to changing corporate names of corporations .....	209	348	470	590	667	637	668	667
239.	Mr. STILSON: An act to amend section 340 of Ballinger's Annotated Codes and Statutes of the State of Washington, same being section 4121 of Pierce's Washington Code, relating to mileage and expenses of county commissioners .....	209	{ 225 } { 254 }	254	305	{ 260 } { 305 } { 714 }	664	697	702
240.	Mr. LAMBERT: An act to prevent fish stealing and prescribing penalties therefor .....	209	431	525	601	694	.....	.....	708

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NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor....
241. Mr. GRIFFIN: An act providing for the protection of shrimp in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses and fixing penalties.....	209	{ 481 } { 625 }	526	602	561				
242. Mr. REITER: An act defining the crime of burglary and providing a punishment therefor .....	216	277							
243. Mr. VAN SLXEN: An act to amend sections 6, 7, 12 and 18 of an act entitled An act to promote the fruit growing and horticultural interests of the State of Washington, to provide for the appointment of a commissioner of horticulture; to repeal certain laws in conflict therewith, and to provide penalties and punishment for its violation .....	216	402							
244. Mr. REID: An act relative to the admission in evidence of tax deeds.....	216	384	444	545	{ 561 } { 714 }	688	706	708	712
245. Mr. KELLOGG: An act to provide official reporters for the Superior Courts of the State of Washington, defining their duties, fixing their compensation and taxing costs for their services.....	216	489							
246. Mr. VILAS: An act to provide for a statue in marble or bronze of Governor Isaac I. Stevens, to be placed in Statuary Hall, in the National Capital, and making appropriation therefor.....	216	208							
247. Mr. BOLLINGER: An act providing for the irrigation, improvement and sale of certain lands set apart for the use and maintenance, support and endowment of the Agricultural College and School of Science, and declaring an emergency .....	216	402							
248. Mr. TWICUMALL: An act amending section 4576 of Ballinger's Annotated Codes and Statutes, and providing that certain contracts made and providing that certain contracts shall be void unless in writing .....	216	277	826	899	{ 296 } { 523 }	499	526	538	556

249. Mr. N. E. LINSLEY: An act to prohibit boycotting, unfair lists, picketing, or other interference with the lawful business or occupation of others, and to provide a penalty therefor.....
250. Mr. CRANE: An act for the relief of the holders of warrants drawn upon the "State Normal School fund" provided for by an act of the Legislature approved March 7, 1895; authorizing the issuance of state bonds therefor and their sale to the permanent school fund; authorizing the levy of an annual tax to redeem such bonds, and declaring an emergency.....
251. Mr. BRADLEY: An act to establish and maintain state fish hatcheries on the Skagit river or other suitable streams tributary to Skagit river, Skagit county, Washington, and making an appropriation therefor.....
252. Mr. RUDENZ: An act to amend sections 3 and 27 of an act entitled "An act to provide for the establishment and creation of diking districts, and the construction and maintenance of a system of dikes, and to provide the means of payment therefor, and declaring an emergency," approved March 26, 1895, same being sections 4484 and 4508 of Pierce's Code of the State of Washington.....
253. Mr. ULSH: An act relating to justices of the peace and constables in cities of the third class having more than five thousand inhabitants, and regulating the number of justices of the peace and constables and fixing their salaries.....
254. Mr. DYKE: An act to provide for a close season for crabs in the State of Washington, to prohibit the sale of canning thereof, and fixing a penalty for the violation thereof.....
255. Mr. HUGHES: An act to create and organize the county of Conlee, and declaring an emergency.....
256. Mr. FANCHER: An act to provide for the sending of non-resident insane persons to their place of residence at the expense of the State.....
257. Mr. MINARD: An act for the relief of P. M. Troy, James B. Murphy, and J. B. Bridges, comprising the examining board to conduct examinations of applicants for admission to the bar, and making an appropriation therefor.....

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## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Pres- ident of Senate	Message from Governor....
258. Mr. BASSETT: An act to provide for the formation of banking corporations and to regulate the business of banking and securing state supervision thereof; for the appointment of a bank commissioner, defining his duties, fixing his compensation and making an appropriation therefor.....	218	{ 348 } { 459 }	459	549	561	617			616
259. Mr. KELLOGG: An act to provide for the publication and sale of the Washington Supreme Court Reports.....	218	580							597
260. Mr. MINARD: An act to amend section 69 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the State's granted school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants of the State by the United States; providing a board of appraisers and a board of harbor line commissioners, as required by articles 15 and 16 of the State Constitution, which shall be generally known as the board of land commissioners; defining their duties and making an appropriation therefor, and declaring an emergency," approved March 16, 1897, as amended by chapter 95 of the Session Laws of 1903, approved March 14, 1903.....	218	334	{ 458 } { 625 }						
261. Mr. REITER: An act to amend section 3 of an act entitled "An act to define and punish the crime of arson and attempted arson and declaring an emergency," approved March 18, 1896.....	218	334	438	545	561				
262. Mr. MORGAN: An act to amend sections 1 and 8 of an act entitled: "An act creating a bureau of labor, defining its duties, abolishing the office of assistant labor and factory, mill and railway inspector, repealing chapter 218 of the Session Laws of 1901, and making an appropriation for the bureau of labor," approved March 14, 1901, and declaring an emergency.....	224	308	362	511	513	547			

203.	Mr. SHULTZ: An act to provide for a close season for clams in the State of Washington, to prohibit the sale or canning thereof and fixing a penalty for the violation thereof and declaring an emergency . . . . .	226							
204.	Mr. CHARLES JOHNSON: To amend an act entitled "An act for the protection of game animals and birds, song birds and game fish, creating the office of state game warden, and defining duties and imposing additional duties on county game wardens," approved March 13, 1899, by adding section 1½ to said act. . . . .	226							
205.	Mr. TODD: An act relating to and regulating the nomination of candidates for election. . . . .	227							
206.	Mr. RATCLIFFE: An act making appropriations for the maintenance and increased equipment of the state normal school at Cheney, and to construct a building for the training department and gymnasium and equipping and furnishing the same. . . . .	227							
207.	Mr. MEGLER: An act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency. . . . .	242							
208.	Mr. BENN: An act relating to the Whatcom and Cheney normal school warrants, making said warrants a lien on the properties of said school and providing for the foreclosure and discharge of said lien . . . . .	242							
209.	Mr. HUXTABLE: An act to provide time to allow workmen to vote . . . . .	243						{ 384 } { 418 }	
210.	Mr. MALONEY: An act requiring corporations to file semi-annual statements of receipts and disbursements and providing penalty for violation thereof . . . . .	243						498	
211.	Mr. BOOTH: An act to prohibit the advertising of treatment or cure of diseases and disorders of the sexual organs, declaring the same a misdemeanor and prescribing a penalty therefor. . . . .	243						{ 349 } { 466 }	501

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NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor....
272. Mr. REITER: An act relating to peddlers and vendors of merchandise, providing for licensing the same and prescribing a penalty for violation thereof.....	243	306	{ 332 } { 541 }	{ 541 } { 556 }	{ 421 } { 549 } { 565 } { 616 } { 697 } { 708 } { 713 } { 714 }	663	715	717	.....
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274. Mr. SHULTZ: An act to protect deer and other game animals from being pursued, taken, injured or killed by or with dogs, defining and punishing as a misdemeanor all violations thereof and authorizing the killing of dogs while in pursuit of any of such animals.....	243								
275. Mr. VAN SLVXEN: An act amending sections 39, 45 and 48 relative to the election of school district clerks.....	243	{ 384 } { 413 }							
276. Mr. WEAVER: An act to amend section 1 of an act entitled "An act amending section 1 of an act entitled "An act authorizing cities and towns to construct, condemn and purchase, acquire, add to, maintain, conduct and operate waterways, systems of sewerage, works for lighting, heating, fuel and power purposes, cable, electric and other railways, with all land and property required therefor providing for payment therefor, repealing an act entitled an act relating to and authorizing cities and towns to purchase, construct and maintain water works, systems of sewerage, gas and electric light plants, and to issue bonds to pay therefor and declaring an emergency; approved February 10, 1888, and declaring an emergency; approved March 17, 1897, being section 1 of chapter 112 of the laws of the State of Wisconsin for 1897," approved March 14, 1896.....	243	{ 280 } { 285 }	390	397	{ 421 } { 698 } { 714 }	663	715	716	.....

277.	Mr. Houshor: An act in relation to deliveries of goods to consignees by common carriers.....	244	{ 308 } { 418 }			
278.	Mr. N. E. Linsley: An act providing for the rights of way and easement for the development of mine and mining properties.....	261	363	513	565	561
279.	Mr. McCoy: An act to prevent unauthorised persons from using, or wearing the badge of the Independent Order of Odd Fellows or of other secret organizations in this state.....	261	418			
280.	Mr. D. J. Davis: An act to limit and regulate the hours of employment of workmen employed in or about coal mines and providing a penalty for its violation.....	261	363			
281.	Mr. Twichell: An act to define the practice of veterinary medicine, surgery and dentistry in the State of Washington; to regulate the same and to provide penalties for a violation thereof.....	261	{ 348 } { 494 }	494	594	{ 561 } { 616 }
282.	Mr. Clarke: An act to amend section four of an act entitled "An act to promote the fruit growing and horticultural interests of the State of Washington, to provide for the appointment of a commissioner of horticulture; to repeal certain laws in conflict therewith, and to provide penalties and punishment for its violation, and declaring an emergency," approved March 16, 1903 (laws 1903, p. 246).	261	402			
283.	Mr. Benn: An act relating to public roads and improvement thereof and the creation of road districts and creating the offices of boards of supervisors and providing for the levy and collection of special taxes for road purposes and the expenditure of the same.....	262				
284.	Mr. Hoch: An act to provide for the certifying, by clerks of cities and towns, to the county auditors of their county for record a copy of ordinances effecting part or portions of recorded plats of cities or towns, and providing a penalty for the violation thereof.....	262	334	469	546	
285.	Mr. Hoch: An act in relation to stenographers for the superior court, in counties of the first and second class.....	262	468			
286.	Mr. Hoch: An act providing for a law library fund in counties of the first and second class, and in relation thereto.....	263	384			
287.	Mr. Morrill: An act to establish a state board of embalming, defining the duties thereof, providing for the better protection of life and health and to prevent the spread of contagious diseases; to regulate the practice of embalming and the care and disposition of the dead, and to provide a penalty for the violation thereof.....	262	{ 348 } { 568 }	568		616



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NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Presi- dent of Senate	Message from Governor....
288. Mr. KELLOGG: An act amending section 4828 of Ballinger's Annotated Codes and Statutes of Washington, in relation to the recovery of damages for the death of a person caused by the wrongful act or the neglect of another.....	262	334	469	599	561				
289. Mr. BASSSETT: An act relating to the duties of the superintendent of the state penitentiary.....	263	308	362	583		617			
290. Mr. BASSSETT: An act relating to the liability of a bank to a depositor in case of forgery.....	263	{ 354 } { 357 }	437	542	561				
291. COMMITTEE ON MILITARY AFFAIRS AND SOLDIERS' HOME: An act to amend sections 1, 2, 3, 4, 5, 6 and 7 of an act entitled "An act to provide for the relief of indigent Union and Mexican war soldiers, sailors and marines, and the families of those deceased or indigent, and to defray funeral expenses," being sections 2640, 2641, 2642, 2643, 2644, 2645 and 2646 of Ballinger's Annotated Codes and Statutes of Washington, same being sections 8061, 8062, 8063, 8064, 8065, 8066 and 8067 of Pierce's Washington Code, and that the title to said act be and the same is hereby amended to read as follows: "An act to provide for the relief of indigent Union, Spanish-American and Mexican war soldiers, sailors and marines and the families of those deceased or indigent, and to defray funeral expenses".....	263	{ 354 } { 513 }	514	598	{ 543 } { 561 }				
292. Mr. KENOYER: An act to amend section 1563 of Ballinger's Annotated Codes and Statutes of Washington relating to classification of counties according to population and determining the same.....	261	{ 333 } { 366 }	569		616				
293. Mr. VILAS: An act relating to receipts issued by county treasurers and the legal effect thereof.....	261	{ 334 } { 516 }							

294. Mr. HARE: An act to amend section 2 of an act entitled "An act to declare and regulate the powers, rights and duties of corporations organized to build booms and to catch logs and timber products therein," approved March 17, 1890.....	281	444	571	{ 841 } { 616 }					
295. Mr. FALCONER: An act to provide for the survey, construction and maintenance of a state wagon road between the end of the Gunn road as completed at the Copper Bell engine house in the southeast quarter of the northwest quarter of section 14, township 27, north of range 9, east W. N., in Snohomish county, via Index, in said county, to Baring in King county; making an appropriation therefor, creating a road commission and declaring an emergency.....	281	{ 475 } { 629 }							
296. Mr. RAID: An act providing for the manner of expenditure of taxes collected for road and bridge purposes in cities and towns, and amending section 8 of chapter 118, session laws of 1903.....	281								
297. Mr. RAID: An act relating to revenue and taxation.....	282	{ 333 } { 371 }	371	433	{ 421 } { 703 } { 714 }	695	715	717	717
298. By Mr. STROBARDOE: An act in relation to depositing in banks money belonging to cities of the first class.....	282	464							
299. Mr. D. J. DAVIS: An act authorizing municipal corporations, excepting cities of the first class, to acquire, condemn, take, or damage private property for public use, providing the method therefor, repealing all laws in conflict herewith, and declaring an emergency..	282	{ 431 } { 567 }	567		616				
300. Mr. LYONS: An act to amend section 3351 subdivision I, volume 3, of Ballinger's Annotated Codes and Statutes of the State of Washington, the same being section 5281 of Pierce's Code, of an act entitled "An act providing for the protection and propagation of food fishes in the waters of the State of Washington, regulating the catch and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency," approved March 13, 1898, as amended by an act approved March 1, 1901, and again by an act approved March 16, 1903.....	282								
301. Mr. LYONS: An act relating to the operation of pound nets and fish traps in the waters of Puget sound.....	282								

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302. Mr CHAS. JOHNSON: An act providing for the erection of a free state wagon bridge across the Columbia river near the city of Wenatchee, connecting the counties of Chelan and Douglas, creating a commission for the same, making an appropriation therefor, and declaring an emergency.....	282	402				
303. Mr. WEBER: An act to exempt bequests and devises when made for charitable purposes from the payment of any tax or sum under any inheritance tax law, and remitting any such tax claimed to be due on such bequest or inheritance.....	282	{ 402 } { 467 }	467	467	{ 551 } { 667 }	666
304. Mr. BOOTH: An act fixing the compensation of the judges of the supreme court .....	283	384				
305. Mr. CHAS. JOHNSON: An act to amend section 1 of an act entitled "An act amending section one of an act entitled 'An act making it unlawful to catch or kill trout during certain months, or to take, catch, or kill the same in any manner whatever other than by hook and line, providing a punishment, and declaring an emergency,' approved March 6, 1891," approved March 20, 1895.....	283					
306. Mr. STROBBERG: An act relating to elections, providing for the nominations of candidates for public office by direct vote, prescribing penalties for the violations thereof, and repealing sections 1486, 1470, 1471, 1472, 1473, 1474, 1475, 1476, 1477, 1478, 1479, 1480, 1481, 1482, 1483, 1484, 1485, 1486, 1487, 1488, 1489, 1495, 1496, 1497, 1498, 1499, 1500, 1501, 1502, 1503, 1504, 1505, 1506, 1507, 1508, 1509, 1510, 1511, 1512 and 1518 of volume 1 of Ballinger's Annotated Codes and Statutes of Washington.....	283	{ 383 } { 603 }	603	606		690
307. Mr. RAIN: An act amending section 1354 of Ballinger's Annotated Codes and Statutes of Washington relating to the preservation of certificates of nomination and to the creation and changing of election precincts .....	283	418	546			

308. Mr. McVay: An act amending section 1117 and 1118 of Ballinger's Annotated Codes and Statutes of the State of Washington relating to local improvements by special assessments, and declaring an emergency .....	290	402	522	554	561				
309. Mr. Moldstad: An act relating to the sale of certain articles of merchandise, providing for licensing the same, prescribing a penalty for the violation thereof, and amending chapter 34 of the Session Laws of 1903 .....	290								
310. Mr. Twichell: An act to provide for the purchase and distribution of Pierce's Washington Code, 1905, to the state and county officers and justices of the peace of the State, and exchange with other States, for the benefit of the state library, and making an appropriation therefor .....	290	348							
311. Mr. Twichell: An act to cure the title of Hamilton Stillson and others to the northeast quarter of section 10, township 25, north of range 4 east .....	290	{ 334 } { 464 }							
312. Mr. Gleason: An act to amend section 6480 of Ballinger's Annotated Codes and Statutes of Washington (being section 2801 of Pierce's Washington Code), relating to the adoption of legal heirs .....	290	{ 334 } { 438 }	438	544	{ 561 } { 703 } { 714 }	685	715	716	
313. Mr. Van Slyke: An act granting to boards of county commissioners the power to create game reserves on certain islands within their respective counties, making it unlawful to take game from such reserves and prescribing a penalty for a violation thereof .....	291	{ 431 } { 568 }	568	662	{ 616 } { 650 } { 697 } { 714 }	689	715	716	718
314. Mr. Levin: An act relative to paved streets in cities of the first class, and declaring an emergency .....	291	464							
315. Mr. Moldstad: An act to amend section 807 of the Code of Washington of 1881, the same being section 7058 of volume 2 of Ballinger's Annotated Codes and Statutes of Washington, relating to assaults with deadly weapons without provocation .....	291	335							
316. Mr. Inging: An act entitled "An act to amend section 20 of chapter 67 of the Session Laws of 1890, the same being section 5293 Pierce's Code, entitled 'An act providing for the protection and propagation of food fishes in the waters of the State of Washington, regulating the catching and sale thereof, and establishing licenses, fixing penalties, repealing conflicting laws and declaring an emergency,' approved March 13, 1890" .....	291								

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NUMBER, AUTHOR AND TITLE.								
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317. Mr. IRVING: An act to amend section four (4) of an act entitled "An act for the appointment of a fish commissioner, and defining his duties, and declaring an emergency to exist," approved February 20, 1890.....	291							
318. Mr. BASSETT: An act to create the county of Benton, subject to the requirements of the State Constitution and Statutes in respect to the establishment of new counties.....	291	395			431			
319. Mr. COATE: An act amending section 4 of an act entitled "An act to promote the fruit growing and horticultural interests of the State of Washington, to provide for the appointment of a commissioner of horticulture; to repeal certain laws in conflict therewith, and to provide penalties and punishment for its violation, and declaring an emergency," approved March 18, 1903.....	310	402						
320. Mr. DAWES: An act to validate and ratify sales and conveyances of tide lands heretofore made by the State of Washington.....	310	475 } 571 }	572		616			
321. Mr. MOURSTAD: An act for the relief of James O'Loughlin for the sale of state school lands in Shaght county, Washington, during the year 1891.....	310	384 } 431 } 526 }	526		{ 405 } 561 }			
322. Mr. DAWES: An act requiring inspection of cattle, sheep and hogs, except calves, lambs and pigs between the ages of four weeks and four months, slaughtered for use within cities of the first, second and third classes in the State of Washington for human consumption, with provision for carrying out such inspection, and providing penalties for its violation.....	310							418

323. Mr. KEYES: An act for the protection of bicycle paths in public highways, and declaring an emergency.....	310	{ 402 } { 580 }	531	623	561	.....	.....	.....
324. COMMITTEE ON PRINTING AND SUPPLIES: An act creating the office of public printer, providing for the appointment thereof and qualification of said officer; providing for the public printing and binding, fixing the compensation thereof and declaring an emergency.....	310	.....	.....	.....	{ 470 } { 572 }	.....	.....	.....
325. Mr. STROBRIDGE: An act to amend sections 18 and 15 of an act entitled "An act relating to the taxation of inheritances and providing for disposition of same," approved March 6, 1901.....	332	{ 394 } { 456 }	456	563	{ 561 } { 667 }	640	665	667 696
326. Mr. HOCH: An act for the relief of J. F. Herrick, Spokane county, State of Washington, and making an appropriation therefor.....	335	.....	.....	.....	.....	.....	.....	.....
327. Mr. COATE: An act to amend section 1 of an act entitled "An act providing for the levy, collection and manner of payment of road, bridge, poll and property taxes, and the manner of the expenditure thereof, and providing for the division of counties into road districts, and the appointment of supervisors thereof, and repealing all acts and parts of acts in conflict herewith," approved March 16, 1903, being chapter 119 of the Session Laws of 1903; and declaring an emergency.....	335	{ 402 } { 522 }	522	552	{ 561 } { 693 } { 714 }	657	715	716
328. Mr. AYER: An act regulating the placing, erection, use and maintenance of electric poles, wires, cables and appliances, providing a penalty for its violation and repealing all acts inconsistent therewith.....	346	537	.....	.....	.....	.....	.....	.....
329. Mr. POYNS: An act to amend an act entitled "An act to regulate and license insurance in this State, to repeal existing laws in relation thereto and declaring an emergency," approved March 19, 1896, as amended by an act entitled "An act to regulate and control insurance companies, corporations and associations in this State, and to amend sections 11, 26, 29, 33 and 34 of 'An act to regulate and license insurance in this State, to repeal existing laws in relation thereto and declaring an emergency,' approved March 19, 1896," approved March 18, 1897, by adding a new section in relation to the liabilities of casualty insurance corporations, to be section 10, and declaring an emergency.....	346	413	564	.....	616	.....	.....	.....

## TITLE AND HISTORY OF LEGISLATION—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Pres- ident of Senate	Message from Governor....	
330. Mr. DOOLITTLE: An act in relation to poisons and prohibiting the combination of poisonous substances with crackers, bread or other preparations in any manner resembling or in similitude of any edible product, and prescribing penalties for its violations.....	349	384	515	584	{ 561 } { 714 }	695	706	708	712	707
331. COMMITTEE ON APPROPRIATIONS: An act making appropriations for certain deficiencies for fiscal periods prior to March 31, 1906, and for other purposes.....	349				{ 466 } { 504 }					702
332. COMMITTEE ON APPROPRIATIONS: An act making appropriations for the salaries and expenses of the state board of control and for the maintenance and sundry expenses of the various state penal, reform-atory and charitable institutions for the fiscal term beginning April 1, 1905, and ending March 31, 1907.....	349		458		{ 459 } { 503 }					697
333. Mr. STROMBERG: An act to authorize the use of voting machines at elections hereafter to be held in this State, or in any subdivision thereof, and providing that the votes cast at any such elections may be registered or recorded and counted and the result of such elections ascertained by such machines.....	349	{ 418 } { 530 }	530		561					694
334. Mr. HENDERSON: An act relating to damages by fire caused or set by steam engines and cars, defining the liability of the owners of such engines and cars, and prescribing the rule of evidence in such cases.....	349	384	514	585	658					714
335. Mr. VILAS: An act to amend sections 320, 321, 322, 323, 324, 325, 327, 328 and 331 of Ballinger's Annotated Codes and Statutes of Washington, relating to county commissioners.....	350	488								{ 561 } { 714 }
336. Mr. HENN: An act relating to foreclosure of assessments for local improvements in cities of the third and fourth classes.....	363	{ 384 } { 464 }	454	454						

337.	Mr. McGUIRE: An act amending sections 6, 7 and 7½ (same being sections 5278, 5279 and 5280 of Pierce's Washington Code) of an act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency, approved March 13, 1899; repealing section 5 (being section 5277 of Pierce's Washington Code); also amending an act to amend section 8 (being section 5281 of Pierce's Code of Washington) of an act entitled "An act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catch and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency," approved March 16, 1903, and declaring an emergency.	364	{ 431 } { 455 }	{ 455 } { 458 }	481	{ 561 } { 641 } { 675 } { 714 }	{ 630 } { 664 }	715	718
338.	Mr. McVAY: An act to amend section 1 of an act entitled "An act amending section 1 of an act entitled 'An act amending section 943 of Ballinger's Codes and Statutes' of Washington, relating to assessments for local improvements," approved March 16, 1903," and declaring an emergency.	364	488						
339.	Mr. BOWERS: An act providing for the levy and manner of payment of road, bridge, poll and property taxes, and the manner of expenditure thereof, and providing for division of counties into road districts and the appointment of road overseers thereof, and repealing all acts and parts of acts in conflict herewith.	364	{ 516 } { 612 }	612	631	{ 583 } { 613 } { 630 }			
340.	Mr. SCOTT: An act making it a misdemeanor to sell or exchange property under the representation, advertisement, notice or inducement that an unidentified, unknown, unselected, or chance prize, premium or premium gift, or that a stamp, trading-stamp, coupon or other like device, entitling the holder to receive such a prize, premium or premium gift, or that the redemption of such a stamp, trading-stamp, coupon or other like device so given is to be part of the transaction, or to sell or exchange any trading-stamp, stamp, coupon, or other like device to aid such sale or exchange, as aforesaid, and providing a penalty therefor.	364	418	529	529	714	664	715	716
341.	Mr. SCOTT: An act to amend section 1 of an act entitled "An act relating to the duties of state treasurer, fixing his salary and providing punishment for violations of this act, and declaring an emergency," approved March 28, 1890.	365	536	613	613	{ 647 } { 657 }			
342.	Mr. REITER: An act amending an act entitled "An act to amend section 221 of an act entitled 'An act to regulate the practice and proceedings in civil actions,' approved December 1, 1881," approved March 12, 1908.	365	559						



## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Message from Governor....						
	Signed by President of Senate						
	Signed by Speaker.....						
	Report from Senate.....						
	Other action by House....						
	Third reading and vote on passage.....						
	Second reading and amendments.....						
	Report from Committee...						
	Read first time and referred.						
343. Mr. MOLDSTAD: An act to prevent fire insurance companies, doing business in this State, from entering into any combination or agreement, plan, scheme or device for the purpose of fixing or maintaining rates of insurance and providing punishment for violating this act..							
344. Mr. VAN STRIKE: An act to establish and maintain a state fish hatchery on the Stellacoom creek (known as Chambers creek) in Pierce county, Washington.....	365						
345. Mr. BOOTH: An act authorizing the compilation, publication and purchase of Coleman and Richville's Legislative Handbook, Biography and Manual of the State of Washington, for the benefit and use of the State and state legislators, officials and others, and making an appropriation therefor and declaring an emergency.....	365	590		418			
346. Mr. MCVAY: An act to amend section 3 of an act entitled "An act to provide against the adulteration of food and fraud in the sale thereof; creating a state board of food commissioners, defining their duties and providing for the appointment of an officer to be known as the state dairy and food commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency and repealing 'An act to provide against the adulteration of food,' approved March 13, 1899," approved March 16, 1901.....	385						
347. Mr. ROHR: An act authorizing the Governor to appoint three suitors to report upon the condition of the state, school and granted lands and to the best method of their disposition.....	386					{ 464 } { 502 }	503



## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.							
	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....
353. Mr. HOCH: An act to amend section 2733 of the Code of 1891 (same being section 4091 of Pierce's Washington Code and section 417 of Ballinger's Annotated Codes and Statutes of Washington) relating to the duties of county auditors, and declaring an emergency	387	{ 418 } { 525 }	525				
354. Mr. CRANE: An act providing for the withdrawal from lease or sale certain school lands or the timber thereon of the State of Washington for the period of ten years; providing a penalty for obtaining or attempting to obtain the sale or lease through misrepresentation or fraud and for canceling deeds or leases to such school lands obtained by misrepresentation or fraud, and declaring an emergency...	387						
355. Messrs. HENDERSON and WEATHERFORD: An act for protection against the spread of Canada, Chinese and Russian thistles and burdock and for the destruction of the same and for the payment of costs for destroying same, and prescribing the punishment for the violation of this act.....	388	500					
356. Mr. BISHOP: An act authorizing county commissioners to transfer moneys remaining in the county treasury for the payment of warrants that have been duly called and not presented for payment...	388	489					
357. Mr. BISHOP: An act authorizing county commissioners to fund the indebtedness of road districts.....	388	489					
358. Mr. YANCHEER: An act relating to the duty of county commissioners in regard to prisoners in county jails.....	388	483					

359. Mr. VILAS : An act to amend section 1 of an act entitled "An act to amend sections 3 to 31, both inclusive of an act entitled 'An act classifying the counties according to population, enumerating the county officers, fixing the salaries thereof, providing for deputies, collectors of fees and payment of salaries, received by the Governor March 20, A. D. 1890,'" approved March 20, 1895, the same being section 1595 of Ballinger's Annotated Codes and Statutes of the State of Washington.....

360. Mr. N. E. LINSLEY : An act to provide for joint topographic surveys with the federal government of the lands of the State, and making an appropriation therefor.....

361. Mr. DOOLITTLE : An act amending section 2 of an act entitled "An act authorizing cities and towns to construct, condemn and purchase, acquire, add to, maintain, conduct and operate water works, systems of sewerage, works for lighting, heating, fuel and power purposes, cable, electric and other railways, with all land and property required thereof, providing for payment thereof, and repealing an act entitled 'An act to and authorizing cities and towns to purchase, contract and maintain water works, systems of sewerage, gas and electric light plants and to issue bonds to pay therefor, and declaring an emergency,' approved February 10, 1893, and de-

362. Mr. DOBSON : An act to regulate and render more safe the hoisting and lowering of workmen in slopes or inclines employed in coal mines and providing a penalty for its violation.....

363. Mr. CLARKE : An act repealing sections 1, 2 and 3 of chapter 101 of the Session Laws of 1899, entitled "An act to establish the number of hours to constitute a day's work on all state, county, and municipal construction or such work done by contract or sub-contract, and providing penalties for its violation," and sections 1, 2 and 3 of chapter 44 of the Session Laws of 1903, entitled "An act declaring it to be a part of the public policy of the State of Washington that all public work for it, or any political subdivision created by its laws, shall be performed in work days of not more than eight hours each, except in cases of extraordinary emergency, with provisions for carrying out such policy".....

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## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Pres- ident of Senate	Message from Governor....
374. Mr. DOOLITTLE: An act to regulate the practice of nursing, and licensing of persons to carry on such practice, and providing for a punishment for its violation.....	432								707
375. COMMITTEE ON APPROPRIATIONS: An act providing for the transportation of convicts to the state penitentiary, transportation of insane persons to the hospital for the insane, and of incorrigibles to the state reform school, repealing laws inconsistent with this act and declaring an emergency.....	432		526	568	714		697	702	
376. Mr. KELLLOGG: An act authorizing the execution on behalf of the State of Washington on bonds in judicial proceedings, and declaring an emergency.....	432	447	526		621	700			
377. Mr. GLEASON: An act to prevent the acceptance of gifts, bonuses or commissions by agents, employees and officers.....	450	488	568	623	714	689	715	717	
378. Mr. GRIFFIN: An act for the relief of Mary Francis Thurston for money paid the State of Washington by the Fairhaven and Southern Railway Company for land claimed to be school land and which was proven not to belong to the State but to Mary Francis Thurston, who has been subjugated to the rights of the Fairhaven and Southern Railway Company.....	450								
379. Mr. TOWN: An act to prevent fraud upon travelers and prescribing penalties for the violation of this act.....	451								

380.	Mr. McCOR: An act providing for the investment of the moneys in the permanent funds of the normal schools, state university, scientific school, agricultural college, and the charitable, educational, penal and reformatory institutions, and amending section 69, chapter 89, page 299, of the Session Laws of 1897 relating to the investment of the permanent school funds. ....	451	516
381.	Mr. DYKE: An act to establish a state fish hatchery on the Quillayute river, or some of its tributaries, in Clallam county, in the State of Washington. ....	451	
382.	Mr. DYKE: An act providing for bonding the indebtedness of municipal corporations created by judgments rendered against them, and for the payment of the bonds herein provided for. ....	451	
383.	Mr. KELLOGG: An act to prohibit the placing and leaving of giant powder, nitro-glycerine, dynamite or other explosives in exposed or insecure places, and prescribing penalties for violations of this act. .	451	516
384.	Mr. J. B. LINDSEY: An act to provide for the enumeration of the inhabitants of the State of Washington and prescribing a penalty for the violation of this act and making an appropriation. ....	451	488
385.	Mr. THEUBER: An act repealing an act entitled "An act for the purpose of protecting knot sawyers in shingle mills, and requiring owners and operators of shingle mills to protect knot saws with metallic saw guards, imposing penalties for failure so to do, and declaring the law of negligence in cases where any person is injured by any knot saw not protected by metallic saw guard," approved March 1, 1895, being sections 3319, 3520 and 3521 of Ballinger's Annotated Codes and Statutes, the same being sections 1687, 1688 and 1689 of Pierce's Washington Code, and declaring an emergency. .	451	580
386.	Mr. CHAS. JOHNSON: An act to regulate and improve the accounts of the chambers of the Senate and House of Representatives of the state capitol building, and making an appropriation therefor. ....	452	629
387.	Mr. HARR: An act providing for the employment of convicts to establish, prepare and maintain highways, and making an appropriation therefor. ....	452	610
388.	Mr. AYER: Making appropriations for certain deficiencies for fiscal periods prior to March 31, 1905, and for other purposes. ....	452	



## TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.							
	Read first time and referred.	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....
389. Mr. HARR: An act establishing the Washington Agricultural College, Experiment Station and School of Science; providing for the location thereof at Sunnyside, in Yakima county, State of Washington; prescribing the courses of study to be pursued therein; creating a board of regents to manage the affairs thereof; empowering said board of regents to control, manage and dispose of all lands heretofore granted by the United States to the State of Washington for the support of a college for the benefit of agriculture and the mechanic arts and for the establishment and maintenance of a scientific school; and to receive and expend all benefits and donations made and given, or that hereafter may be made and given by the United States for the support and maintenance of agricultural experiment stations in connection with schools and colleges established for the benefit of agriculture; providing for the acceptance of a site to be donated by the citizens of Sunnyside, and the erection thereon of suitable buildings for such Washington Agricultural College, Experiment Station and School of Science; and making an appropriation therefor .....	452	463			569		
390. Mr. DOBSON: An act making the state labor commissioner ex-officio state inspector of weights and measures; defining his duties and powers as such inspector; providing punishment for violations of this act and repealing all acts and parts of acts in conflict with the provisions of this act.....	453	579					
391. Mr. DOBSON: An act providing for the appointment of a committee of three miners in every coal mine operated in the State of Washington in which twenty-five men are employed, to act in the absence of the state mine inspector, and defining their duties and powers ..	453	699					

392.	Mr. ROYH: An act to amend section 8 of an act entitled "An act providing for the levy, collection and manner of payment of road, bridge, poll and property taxes, and the manner of the expenditure thereof, and providing for the division of counties into road districts, and the appointment of supervisors thereof, and repealing all acts and parts of acts in conflict herewith," approved March 16, 1908....	453							
393.	Mr. IRVING: An act providing for the employment of convicts to establish, prepare and maintain highways, and making an appropriation therefor.....	453							
394.	Mr. STROEBIDGE: An act limiting the number of retail liquor licenses that can be granted by cities of the first, second and third classes in the State of Washington.....	453	516						
395.	Mr. FALCONER: An act providing for the State's printing.....	453							
396.	COMMITTEE ON GAME AND GAME FISH: An act providing for the office and appointment of chief deputy game warden and county game wardens, providing for their salaries and relating to the same and to the time and manner of killing and disposing of the same and providing a penalty for violation thereof.....	453	610	{ 597 } { 627 } { 639 }	{ 628 } { 639 }	{ 599 } { 612 } { 625 } { 640 } { 714 }	700	715	716
397.	COMMITTEE ON APPROPRIATIONS: An act making appropriations for state institutions, salaries of officials, employees, etc.....	454							
398.	(Substitute.) JOINT COMMITTEE ON APPROPRIATIONS: An act making appropriations for the maintenance of and sundry expenses at the various state institutions, schools and state offices, and for the sundry civil expenses of the state government for the fiscal term beginning April 1, 1905, and ending March 31, 1907.....		668	668	669	{ 690 } { 714 }	695	715	716
399.	Mr. REITER: An act amending section 7062 of volume 2 of Ballinger's Annotated Codes and Statutes of Washington, relating to the crime of rape.....	454	596						

392. Mr. ROY: An act to amend section 8 of an act entitled "An act providing for the levy, collection and manner of payment of road, bridge, poll and property taxes, and the manner of the expenditure thereof, and providing for the division of counties into road districts, and the appointment of supervisors thereof, and repealing all acts and parts of acts in conflict herewith," approved March 16, 1908...

303. Mr. IRVING: An act providing for the employment of convicts to establish, prepare and maintain highways, and making an appropriation therefor .....

394. **Mr. STROBRIDGE:** An act limiting the number of retail liquor licenses that can be granted by cities of the first, second and third classes in the State of Washington.....

395. Mr. FALCONER: An act providing for the State's printing.....

**COMMITTEE ON GAME AND GAME FISH:** An act providing for the office and appointment of chief deputy game warden and county game wardens, providing for their salaries and relating to game and to the time and manner of killing and disposing of the same and providing a penalty for violation thereof.....

397. COMMITTEE ON APPROPRIATIONS: An act making appropriations for state institutions, salaries of officials, employees, etc. ....

(Substitute.) JOINT COMMITTEE ON APPROPRIATIONS: An act making appropriations for the maintenance of and sundry expenses at the various state institutions, schools and state offices, and for the sundry civil expenses of the state government for the fiscal term beginning April 1, 1905, and ending March 31, 1907. . . . .

3398. Mr. REYER: An act amending section 7062 of volume 2 of Ballin-  
ger's Annotated Codes and Statutes of Washington, relating to the  
crime of rape.

## TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
1. Senator SPANSELL: An act regulating common carriers, fixing the maximum railroad passenger rates in the State of Washington, and providing for the due enforcement and observance of the rates so fixed .....	298	309	537	600	600	.....	667	671
2. Senator TUCKER: An act relating to divorce, amending sections 5716, 5718 and 5730 of Ballinger's Annotated Codes and Statutes of Washington, and repealing sections 5724, 5725 and 5726 of said codes and statutes.....	499	517	559	.....	.....	.....	.....	.....
3. Senator TUCKER: An act prohibiting the sale of milk in which formaldehyde or other poisonous substances shall have been mixed as an ingredient; declaring the same a felony; providing a penalty therefor; and requiring the state dairy and food commissioner, attorney general and prosecuting attorneys to enforce the provisions hereof .....	191	194	258	311	410	437	499	511
4. Senator TUCKER: An act authorizing the incorporation of fire department relief associations in cities and towns of this State; to provide a firemen's pension fund for the pensioning of disabled firemen, and the widows and minor children of deceased firemen; to contribute the trustees of such fund; to appropriate monies for the maintenance thereof out of the sums now required to be paid into the state treasury by fire insurance companies under section 5651 of Pierce's Code; requiring fire insurance companies to make further detailed reports as a basis for such appropriation and for other purposes connected with fire department relief associations .....	210	215	{ 536 } { 552 }	{ 232 } { 554 }	{ 256 } { 604 }	{ 232 } { 272 } { 274 } { 591 } { 608 }	.....	.....

5. SENATOR TUCKER: An act repealing chapter LIX, Session Laws of 1899, same being an act entitled "An act relating to the law of libel and providing for opportunity of retraction of libels," and declaring an emergency.....	82	.....	84	84	.....	91	91
6. Senator WILSON: An act creating two certain funds in the state treasury: one to be known as "The current fund of the agricultural college and school of science"; and the other to be known as "The normal school current fund".....	180	185	257	315	413	{ 287 } { 292 }	457
9. SENATOR FORTS: An act making the drawing, or uttering, of a bank check or draft for the payment of money, without funds of credit to meet the same upon presentation, a felony, and prescribing a penalty therefor, and declaring an emergency.....	145	147	{ 198 } { 250 } { 315 }	{ 210 } { 315 }	412	{ 218 } { 487 }	511
12. SENATOR TUCKER: An act providing for six judges of the superior court of the State of Washington in and for King county, and fixing the term of office of the additional judge appointed, and providing for the election of a judge at the state election in November, 1906, and providing for the election of six judges at the general state election in November, 1908, and every four years thereafter, and declaring an emergency.....	146	147	181	183	183	.....	201
15. SENATOR RADNOS: An act to provide for the collection, exhibition and maintenance of the products of the State of Washington at the Lewis and Clark Centennial and American Pacific Exposition and Oriental Fair, 1905, at Portland, Oregon, making an appropriation therefor and repealing chapter one hundred and eighty-nine (189) of the Session Laws of 1903.....	108	108	108	109	109	144	146
19. Senator HUTTON: An act providing for and selecting jurors in the superior courts of the State, appointment of jury commissioners, their removal, qualifications and compensation (to amend section 15 of an act approved March 16, 1901).....	162	163	{ 225 } { 244 }	245	317	{ 350 } { 450 } { 457 }	389
20. SENATOR RUSSELL: An act to provide for the marking and labeling of the vital box, can, or parcel containing any explosive substance sold within this State, and providing a penalty for the violation thereof.....	154	154	386	.....	502	{ 408 } { 416 }	671
21. Senator CONDON: An act relating to the superior court of Snohomish and Kitsap counties, providing for the election of judges therein and providing for the appointment of a judge for Kitsap county and declaring an emergency.....	381	388	413	443	444	446	455

## TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
23. Senator STANSELL: An act providing for the amendment of section thirty-three (33) of article two (2) of the Constitution of the State of Washington, relating to the prohibition of the ownership of lands in the State of Washington by aliens.....	557	559	{ 610 } { 630 }	630	630			
24. Senator STANSELL: An act providing for the appointment and election of a judge of the superior court of the State of Washington in and for the counties of Stevens and Ferry, jointly; and providing for the election of three judges of the said superior court in and for the county of Spokane; and providing for the election of one judge of said superior court in and for the counties of Chelan, Douglas and Okanogan, jointly, and specifying the counties of said State over which the present judge of said superior court in and for the counties of Chelan, Douglas, Okanogan and Ferry, jointly, shall preside; and specifying the county of said State over which the present judge of said superior court in and for the counties of Spokane and Stevens, jointly, shall preside; and fixing the term of office of the judge appointed; and declaring an emergency.....	250	259	{ 290 } { 312 }	313	313	{ 314 } { 337 }	342	342
25. SENATOR BAKER: An act appropriating \$80,000 to defray expenses of the Ninth Legislature.....	27	52		52	52	61	61	
26. Senator HURTON: An act relating to liens for labor performed, materials, provisions and supplies furnished, and amending sections 1 and 2 of an act entitled "An act creating and providing for the enforcement of liens for labor and material," approved February 21, 1888, being sections 5900 and 5901 of Ballinger's Annotated Codes and Statutes of Washington.....	298	309	488	635	635		667	671
81. Senator RADWA: An act providing for the introduction of testimony in a former trial, action or proceeding.....	162	163	{ 205 } { 242 } { 264 }	269	318	{ 233 } { 350 }	381	389
82. Senator WEAVER: An act in relation to the recovery of damages for the death of a person, caused by the wrongful act or neglect of another.....	191	194	225					

36. Senator CHRISTIAN: An act authorizing and empowering any corporation to subscribe for, and to acquire by purchase or otherwise, and hold, own, sell, assign and transfer shares of the capital stock of another corporation and to participate in and vote said stock at any stockholders' meetings, and validating existing holdings of stock by corporations.....	191	194	{ 242 } { 267 }	267	317	350	381	389
43. SENATOR RUTH: An act for the relief of Frank C. Owings, and making an appropriation therefor.....	168	169	306	361	413	.....	450	457
45. Senator PAULY: An act to amend section 6 of an act entitled "An act making provision for the incorporation of cemetery associations, defining their powers, and prescribing a penalty for injury to their property," approved March 6, 1899.....	191	194	334	405	497	.....	535	.....
46. Senator HENRY: An act for the regulation of the manufacture and sale of vinegar, providing for the enforcement of the law and fixing a penalty for violation thereof.....	191	194	258	.....	.....	.....	.....	.....
47. Senator RANDS: An act giving the county commissioners right to set apart funds for the purpose of making a county exhibit at the Lewis and Clark Exposition at Portland.....	162	163	.....	.....	.....	.....	.....	.....
48. Senator RUTH: An act making an appropriation for the relief of the Capital National Bank of Olympia for money advanced for the maintenance of the state capital.....	250	259	{ 338 } { 366 }	366	414	.....	450	457
49. COMMITTEE ON JUDICIARY: An act to increase the number of judges of the supreme court, relating to the powers of said court, and declaring an emergency.....	82	88	.....	88	88	.....	96	100
50. SENATOR TUCKER: An act defining certain misdemeanors and providing the punishment, making it unlawful for any husband, without sufficient cause, to abandon his wife or infant child or children; making it unlawful for any wife, without sufficient cause, to abandon, desert or fail to support her infant child or children; making it unlawful for any wife, without sufficient cause, to abandon her husband; making it unlawful for any person having the care and custody of any infant child or children, to permit said child or children to frequent any saloon, bawdy house, beer garden, public dance hall, or any place where intoxicating liquors are sold and drunk as a beverage, or to suffer or permit said child or children to loiter or loaf upon the public street of any city after 9:00 o'clock p. m. on any day in any year; and declaring an emergency..	168	169	{ 242 } { 267 }	268	318	{ 350 } { 360 } { 382 }	.....	.....

## TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....						
	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by Speaker.....	Signed by President of Senate
54. Senator PALMER: An act to appropriate funds for the payment of mileage and per diem of the presidential electors of the State of Washington .....	420	516	644	644	.....	667	671
59. Senator CLAPP: An act for the incorporation of associations, societies and clubs, defining their powers, providing for the government, regulation and control thereof, and declaring an emergency .....	269	348	408	497	{ 498 } { 525 }	.....	.....
60. Senator TUCKER: An act donating to the city of Seattle all the shore lands and waters of Green lake in the city of Seattle, King county, State of Washington.....	449	{ 475 } { 498 }	497	510	547	596	599
65. Senator WATSON: An act to establish a state fish hatchery on the Toutle river, or some of its tributaries, in Cowlitz county, in the State of Washington, and making an appropriation therefor.....	215	{ 298 } { 318 } { 345 }	643	643	{ 312 } { 686 }	709	709
67. Senator DAVIS: An act to enable coroners of counties having a population of fifty thousand or more inhabitants to appoint a deputy coroner for such counties, and prescribing his duties.....	420	463	496	506	.....	535	.....
68. Senator WELSH: An act empowering cities of the third class to levy and collect an annual street poll tax, and declaring an emergency .....	283	{ 407 } { 498 }	493	505	{ 518 } { 647 }	596	599
71. Senator MOORE: An act to amend section 4251 of Ballinger's Annotated Codes and Statutes of Washington (Pierce's Code, section 7054) relating to the organization and management of private corporations and declaring an emergency .....	194	{ 208 } { 235 }	235	235	251	260	266
80. Senator STEWART: An act to amend section 2 of an act approved March 14, 1901 (Laws of 1901, p. 244), amending section 2332 of Pierce's Code, and Statutes of Washington (Laws of 1890, p. 260, sec. 2) relating to the state soldiers' home.....	559	579	681	681	681	709	709

81. Senator WILSON: An act to regulate the practice of osteopathy in the State of Washington; to license osteopaths and to punish all persons violating the provisions of this act, and amending section 3012 of Ballinger's annotated Codes and Statutes of Washington, relating to the appointment of a state board of medical examiners.....	191	194	348	410	.....	.....	.....	.....
82. Senator POORE: An act to provide for the erection of screens at the head of irrigating, mill, or electric light flumes or ditches, or canals, for the purpose of preventing mountain trout or other food fishes from entering said flumes, ditches, or canals, and providing a penalty for the violation thereof.....	210	215	{ 289 } { 402 } { 492 }	492	504	{ 312 } { 505 } { 519 } { 547 }	596	599
83. Senator MOORE: An act amending section 6403, Ballinger's Annotated Codes and Statutes of Washington, relating to bonds of guardians and prescribing the requirements thereof.....	191	194	225	.....	237	251	260	266
84. Senator MOORE: An act providing for the suspension and withholding of sentences of persons under the age of twenty-one years who have been convicted of a misdemeanor or felony in the superior courts of the State of Washington.....	191	194	225	224	316	.....	350	352
85. Senator MOORE: An act providing for sanitary conditions in hotel and restaurant kitchens, and providing penalties for non-compliance therewith.....	191	194	258	{ 311 } { 315 }	412	487	499	511
86. Senator RASHBA: An act relating to the employment of special attorneys and counsel by county commissioners.....	191	195	224	244	315	.....	350	352
87. Senator PORTS: An act authorizing the board of state land commissioners of the State of Washington to extend the time for the removal of timber sold on state, granted, or school lands, and declaring an emergency.....	250	260	.....	353	377	{ 353 } { 487 }	499	511
88. Senator WILSON: An act to amend section 3 of an act entitled "An act to regulate the practice of medicine and surgery in the State of Washington, and to license physicians and surgeons: to punish all persons violating the provisions of this act, and to repeal all laws in conflict herewith, and declaring an emergency," received by the Governor March 28, 1890, and having become a law by reason of not having been filed with the Governor's objection thereto, in the office of the secretary of state within the time prescribed by the Constitution of the State, as amended by an act passed by the House of Representatives, February 8, 1901, and by the Senate, February 14, 1901, thereafter vetoed by the Governor, and passed over his veto by the House of Representatives, and by the Senate, February 28, 1901, the same being known as section 6284 of Pierce's Code.....	210	215	258	311	410	.....	450	457



## TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....					
	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate
						Signed by Speaker.....
90. Senator WILSON: An act to provide a system of registration of births and deaths and the method of reporting births and deaths, and for the issuance of permits for the burial, removal or transportation of bodies of deceased persons and fixing the penalty for the violation, and repealing all laws inconsistent with this act.....	195	{ 348 } { 355 }	{ 408 } { 409 }	501	{ 547 } { 554 } { 540 } { 548 }	709
91. Senator RUTH: An act to amend section 6488 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to habitual drunkards.....	587	659				457
93. Senator SMITH: An act requiring railroad companies to weigh cars loaded with lumber, shingles and other forest products at junction points, and at some common point or points, and fixing penalty: repealing chapter CXLIV, Session Laws of 1901.....	499	{ 537 } { 575 }	578	576		709
94. Senator RASHER: An act to prevent the fraudulent removal, sale, disposition of, encumbrance or destruction of personal property and to provide punishment for the violation thereof.....	195	277	375	375	375	457
94. (House substitute for Senate bill No. 94.) COMMITTEE ON JUDICIARY: An act making it a misdemeanor to fraudulently dispose of personal property acquired under conditional sale, and prescribing the punishment therefor.....		277	346		375	
95. Senator DAVIS: An act amending section 2945 of Ballinger's Codes and Statutes of Washington, and relating to the maintenance and trial of actions by persons injured in their persons, property, or means of support, by intoxicated persons or in consequence of the intoxication of persons.....	290	348	408	500		585

96. Senator RUSSELL: An act to amend section 2757 of Ballinger's Annotated Codes and Statutes of Washington, fixing the penalty for unlawfully assisting prisoners to escape from the state penitentiary, or unlawfully furnishing prisoners morphine, opium or other drugs .....	227	242	{ 277 } { 311 }	312	411	437	500	511
101. Senator TUCKER: An act amending section 7109 of Ballinger's Annotated Codes and Statutes of Washington, relating to petit larceny and providing a penalty therefor .....	238	309	343	406	498	547	586	599
106. Senator WALSH: An act providing for the amendment of section 16 of article one (1) of the Constitution of the State of Washington, relating to the exercise of the power of eminent domain .....	250	260						
107. Senator O'DONNELL: An act to establish and maintain a state fish hatchery on the Humpquillpa river, Chehalis county, Washington, and making an appropriation therefor .....	250	259	{ 431 } { 496 }	496	507	547	596	599
108. Senator SMITH: An act to provide against the adulteration and sale of meal or ground grains used for feeding farm live stock, declaring the same a misdemeanor, providing a penalty therefor, and requiring the state dairy and food commissioner, attorney general and prosecuting attorneys to enforce the provisions hereof ..	298	309	500	637	637		667	671
112. SENATOR VANNESS: An act to establish a state fish hatchery on the Chehalis river, in Lewis county, in the State of Washington .....	360	365	{ 431 } { 496 }	496	507	547	596	599
114. Senator HAMMER: An act to amend sections 3, 9 and 24 of an act entitled "An act to provide for the establishment and creation of drainage districts and the construction and maintenance of a system of drainage, and to provide for the means of payment thereof, and declaring an emergency," approved March 20, 1895, the same being sections 3717, 3723 and 3738 of volume 1 of Ballinger's Annotated Codes and Statutes of Washington .....	465	489	500	682	682	694	716	715
116. Senator VANNESS: An act permitting the sale of the State's granted timber lands in such a manner as to realize the greatest revenue for the State, and declaring an emergency .....	250	259						
119. Senator REED: An act to promote the agricultural (apricultural) interests of the State of Washington, providing for county inspectors of apiaries, defining their duties, and providing for their compensation .....		420	516	642	642		667	671

## TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
121. Senator RABBER: An act appropriating the sum of six thousand dollars for the use and benefit of The Florence Crittenton and The White Shield Home rescue work for the State of Washington.....	298	309	418	491	491	547	596	599
124. Senator BAKER: An act to provide for submitting the question of changing the permanent location of the seat of government from Olympia, Thurston county, Washington, to Tacoma, Pierce county, Washington, to the vote of the people.....	227	242	334	350	351	{ 334 } { 363 }	405	423
126. Senator RANDS: An act permitting railroad companies to acquire a perpetual easement and right of occupancy of portions of the public lands of the State of Washington for railroad purposes.....	381	388	537			650		
127. Senator RANDS: An act to apportion the State of Washington into congressional districts.....	535	540	590					
128. Senator WILSON: An act to amend sections 1, 3, 4, 7 and 8 of an act entitled "An act for the prevention of the spread of contagious diseases, defining the method and fixing the penalty for the violation, and repealing sections in conflict with this act," approved March 12, 1903, and adding section 1½ to said act.....	298	309	516			646		
129. Senator PALMER: An act to amend sections 1, 2, 3 and 6 of an act entitled "An act to provide for the extermination of coyotes and wolves in the State of Washington and for the payment of bounties for such extermination, and making an appropriation therefor," approved January 24, 1905, and providing for the payment of bounties for such extermination, and making an appropriation therefor," approved January 24, 1905, and providing for the payment of bounties for such extermination, and making an appropriation therefor," approved January 24, 1905, and providing for the payment of bounties for such extermination, and making an appropriation therefor.....	298	309	516					
	298	309	{ 418 } { 494 }	494	500		536	

130.	Senator EMM: An act to amend section 5 of an act entitled "An act to provide for the enrollment of the militia, for the regulation, maintenance and discipline of the National Guard of the State of Washington, and for the public defense and to amend sections 1932, 1933, 1943, 1939, 1955, 1984, 1975, 1991, 2000, 2010 and 2048 and to repeal section 1967 of Ballinger's Annotated Codes and Statutes of the State of Washington, and to amend sections 6, 7, 8 and 11 of an act entitled "An act to amend sections 1929, 1929, 1930, 1940, 1943, 1954, 1963, 1981, 1990, 1992, 1993, 2026, 2028, 2046 and 2061 of Ballinger's Annotated Codes and Statutes of the State of Washington relating to the military code of the State of Washington, providing for courts of inquiry and declaring an emergency, approved March 16, 1901, and declaring an emergency," approved March 16, 1903.	535	537	610			
132.	Senator HUNTER: An act relating to the presentation of claims for damages against cities and towns in this State.	296	309				
133.	Senator HAMMER: An act authorizing the assessment of lands held or owned by the State of Washington, within the limits of diking the drainage districts in any county within the State, providing for the payment of such assessments, and making an appropriation therefor.	548	560	629			
140.	Senator RANDS: An act amending section twenty-one (21) of chapter one hundred and forty-three (143), Laws of 1903, relating to "River Improvement Districts" and the collection of taxes therein.	298	309	498	635	667	671
142.	Senator KINNEAR: In relation to the delivery of goods to consignees by common carriers.	657	659			683	
147.	Senator PALMER: An act to amend section 5 of an act entitled "An act creating and providing for the enforcement of liens for labor and material," approved February 21, 1893.	548	560	579	683		
150.	SENATOR EARLES: An act for the preservation of the salmon fishing industry of the State of Washington, providing for closed seasons for penalties for the violation of this act and the repeal of conflicting laws.	513	513	586		{ 584 } { 586 }	
153.	Senator STANSELL: An act limiting the authority of prosecuting attorneys to compromise or dismise any civil action or proceeding to which the State or county is a party.	499	517	559			

## TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
154. Senator WILSON: An act to prohibit the advertising of treatment or cure of diseases and disorders of the sexual organs, declaring the same a misdemeanor and prescribing a penalty therefor.....	381	388	418	494	505	547	596	599
156. Senator STEWART: An act making an appropriation for the maintenance of the Western Washington Experimental Station, located at Puyallup, Pierce county, Washington.....	528	537	559					
160. Senator BRONSON: An act validating the sale and conveyance heretofore made of state timber and timber lands, bearing more than one million (1,000,000) feet of timber to the quarter section.....	548	560	580					
163. Senator HAMMER: An act to provide for the payment of expenses incurred in compliance with an act entitled "An act to provide for the construction and maintenance of dykes and dams in certain cases," approved February 2, 1888, or of any acts amendatory thereof	465	489	500	675	675		709	709
164. Senator HAMMER: To prevent discrimination in the distribution of cars by railroad companies.....	657	659						
165. Senator PAULY: An act to validate assessments made, or which may be made to pay for local improvements, by any incorporated city in this State, and to prohibit the setting of such assessments aside or declaring the same invalid upon any ground other than upon the ground of fraud.....	436	449	538 } 646 }	646	646	696	709	709
167. Senator HUNTER: An act regulating the production and sale of milk, cream, etc.....	610	618						
168. Senator HUNTER: An act for the prevention, control and cure of tuberculosis, and providing for investigation and report thereon by the State board of health.....	544	560	580					

171. Senator PALMER: An act to prohibit boycotting, unfair lists, picketing or other interferences with the lawful business or occupation of others, and to provide a penalty therefor.....	436	449	{ 537 } { 655 }			656		
172. Senator RANDS: An act setting aside and dedicating certain lands of the State as a public highway.....	466	490	590					
175. Senator EARLES: An act amending section 3 of chapter 176 of the laws of 1903, entitled "An act providing for the incorporation of trust companies, and defining their powers and duties," approved March 17, 1903, and declaring an emergency.....	543	560						
176. Senator STEWART: An act to amend section 5 of an act entitled "An act to provide for the incorporation of associations for social, charitable and educational purposes," approved March 21, 1896.....	435	449	{ 488 } { 636 }	636	636	696	709	709
177. Senator BAKER: An act to create the county of Benton, subject to the requirements of the State Constitution and Statutes in respect to the establishment of new counties.....	381	388	431	490	491		610	625
180. COMMITTEE ON GAME AND GAME FISH: An act establishing hunter's licenses, providing for the disposition of moneys collected under the provisions thereof, and fixing penalties for its violation.....	499	517	{ 537 } { 625 }	626	626	{ 612 } { 695 }	709	709
182. JOINT COMMITTEE ON PRINTING: An act creating the office of public printer; providing for the appointment thereof and qualification of said officer; providing for the public printing and binding, fixing the compensation thereof and declaring an emergency.....	499	517		573	644	{ 572 } 700 705 706 709 710 716	719	719
183. Senator HURSON: An act amending an act entitled "An act to amend section 221 of an act entitled 'An act to regulate the practice and proceedings in civil actions,' approved December 1, 1881," approved March 12, 1903.....	557	560	669					
184. COMMITTEE ON APPROPRIATIONS: An act making appropriations for the salaries and expenses of the state board of control and for the maintenance and sundry expenses of the various state penal, reformatory and charitable institutions for the fiscal term beginning April 1, 1905, and ending March 31, 1907.....	404	420		459	502	597	610	625

## TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
185. COMMITTEE ON APPROPRIATIONS: An act making appropriations for certain deficiencies for fiscal periods prior to March 31, 1906, and for other purposes.....	405	420		{ 466 } 503	503	{ 597 } 610 618	587	671
187. Senator KINNAB: An act exempting from taxation property owned by Greek letter fraternities.....	656	659						
188. (Substitute.) COMMITTEE ON IRRIGATION AND ARID LANDS: An act providing for the irrigation, improvement and sale of lands granted to the State of Washington for all purposes and uses.....	405	420	431	495	495		585	
190. Senator HAMMER: An act for the relief of James O'Loughlin for the sale of state school lands in Skagit county, Washington, during the year 1891.....	499	517						
191. SENATOR EABLES: An act providing for the furnishing of cars to shippers and prescribing the time of loading and unloading the same, and providing a penalty.....	700							
192. Senator WATSON: An act to regulate the catching or taking of, and licensing the catching of smelt fish in the Columbia river, and its tributaries, within the State of Washington, and fixing penalties....	499	518	610					
194. Senator TUCKER: An act to amend section 4786 of Ballinger's Annotated Codes and Statutes of Washington, relating to exemptions from jury duty.....	557	560	579					
196. Senator SUMNER: An act to amend an act creating a state oyster commission, etc. ....	611	617						

197. COMMITTEE ON STATE, GRANTED, SCHOOL AND TIDE LANDS: An act to confirm the title and character of conveyances of certain oyster and tide lands heretofore sold in the State of Washington.....	405	490	579	.....	.....	.....	.....	.....
198. Senator HANDS: An act to provide for the reappraisement of the tide and shore lands on the Columbia river in front of the city of Vancouver, Washington, and granting abutting owners the preference right of purchase, and declaring an emergency.....	499	518	610	.....	.....	.....	.....	.....
200. Senator RUSSELL: An act to amend section 6490 of Ballinger's Annotated Codes and Statutes of Washington, relating to habitual drunkards.....	528	537	659	.....	.....	.....	.....	.....
201. Senator CLAPP: An act regulating the keeping and deposit of municipal funds.....	557	561	580	641	641	667	671	.....
203. Senator HUNTER: An act authorizing the use of "deficiency certificates," heretofore issued for labor performed on roads in payment of road and property taxes.....	619	638	.....	.....	.....	.....	.....	.....
206. Senator CLAPP: An act authorizing county commissioners to transfer moneys remaining in the county treasury for the payment of warrants that have been duly called and not presented for payment..	557	560	629	.....	.....	.....	.....	.....
208. (Substitute.) COMMITTEE ON JUDICIARY: An act to amend sections 6186, 6226, 6228, 6246, 6321, 6337 and 6340 of Ballinger's Annotated Codes and Statutes of Washington, relating to probate law and procedure.....	499	518	559	.....	.....	.....	.....	.....
209. Senator WELSH: An act appropriating \$5,000 for litigation expenses in the case against the State of Oregon.....	656	659	.....	674	674	709	709	.....
210. COMMITTEE ON JUDICIARY: An act repealing sections 32 and 38 of an act in relation to the insane of the State of Washington, and making appropriations for the maintenance thereof, and declaring an emergency, approved March 13, 1890, being sections 2677 and 2678, Ballinger's Code.....	499	518	659	.....	.....	.....	.....	.....
211. COMMITTEE ON JUDICIARY: An act providing for the detention and commitment of the criminal insane, and declaring an emergency....	499	518	659	.....	.....	.....	.....	.....



## TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
212. (Substitute.) COMMITTEE ON MANUFACTURES: An act requiring railroad companies and other common carriers to include in the weight of cars used for the shipment of lumber and other manufactured lumber products, the weight of the standards, supports, strips, railings, chains and other appliances necessary to the safe carriage of such lumber and other manufactured lumber products, fixing the weight of such appliances and the manner of adjusting freight charges of such shipments, and providing penalties for its violation, and punitive damages.....	557	560	{ 580 } { 678 }	678	679		709	709
213. Senator DAVIS: An act relating to licenses for the sale of beer....	557	611						
216. Senator HUTTON: An act relating to the superior court of the counties of Adams, Franklin, Yakima, Kittitas and Lincoln, and the county of Benton if the same shall become a county, providing for the appointment and election of judges therein, and declaring an emergency .....	557	561	629			693		
224. Senator BERRY: An act permitting honorable discharged soldiers, sailors or marines formerly in the service of the United States to carry on certain businesses, and amending section 1, chapter 89 of the Session Laws of 1903.....	557	561	610					
226. Senator SUMNER: An act relating to assessments for local improvements .....	656	658						
228. (Amended.) COMMITTEE ON IRRIGATION AND ARID LANDS: An act relating to irrigation and storage of waters thereof, and granting thereof the right to use certain bed and shore lands belonging to the State, and granting the right of eminent domain therefor with respect to property of individuals and corporations and with respect to state school, granted and shore lands.....	557	561	610					644

229. Senator SUMNER: An act entitled "An act to prevent fraud upon travelers and prescribing where, how, and by whom railroad tickets shall be sold, and providing the terms upon which the redemption of the whole or any part of such tickets as may not have been used shall be made, and prescribing penalties for the violation of this act."	619	633	671	673	709	709
231. Senator CONDON: An act to establish a fish hatchery on Lake Washington .....	656	659				
232. Senator WILSON: An act to prevent the procreation of weak and diseased children, making it unlawful for any person afflicted with epilepsy, leprosy, syphilis, tuberculosis, insanity, or any contagious or infectious disease to marry any other person, preventing the issuing of a license for persons to marry unless the application is accompanied by a certificate from a resident physician in good standing stating that the persons so applying are not afflicted with any contagious or infectious disease or with insanity .....	618	633				
233. Senator BAKER: An act appropriating the sum of ten thousand dollars, or so much thereof as may be necessary, for the expenses of the ninth Legislature .....	523	537		538	537	599
237. SENATOR HURSON: An act authorizing the execution on behalf of the State of Washington of bonds in judicial proceedings, and declaring an emergency .....	619		621	621	621	671
238. Senator STANSELL: An act amending section 2, and adding sections 4 and 5, relating to the duties of county assessors, county auditors, county surveyors and county commissioners in certain cases, and providing for the payment of certain surveys, amending an act entitled "An act to provide for the surveying and platting of irregular tracts or lots of land and for a sufficient legal description thereof for revenue and all other purposes," being chapter CXXIV of the Session Laws of 1901, approved March 16, 1901 .....	611	618			{ 700 705 707 711 716 }	
243. (Substitute.) COMMITTEE ON JUDICIARY: An act to provide for the publication and sale of the Washington Supreme Court Reports ..	535	561	{ 610 639 }	639	718	
245. SENATOR POORE: An act providing for the building of a bridge across the Columbia river at or near the city of Wenatchee, and making an appropriation therefor .....	603					

## TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred.	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
246. SENATOR RANDS: An act to provide for the preservation of the forests of this State, for the prevention, control and suppression of forest fires, to create a state board of forest commissioners, providing for a state fire warden and forester, deputy fire wardens, forest rangers, defining their duties and powers, making an appropriation therefor, and providing punishments for the violation thereof, and repealing an act entitled "An act to protect from fire forests and other property within the State of Washington, and creating forest fire wardens, deputies, patrolmen and defining the duties and providing penalties and declaring an emergency," approved March 16, 1903 .....	663			684	685		717	719
248. Senator HENRY: An act making an appropriation for the payment of the commissioners of the Lewis and Clark Exposition.....	656	659		673	673		709	709
249. (Substitute.) COMMITTEE ON JUDICIARY: An act providing for and regulating the selection of jurors in the superior courts of the State; and providing for the appointment of jury commissioners, prescribing their duties, qualifications and compensation, and providing for their removal from office; declaring certain violations of this act to be contempt of court and providing for the punishment thereof as such; and repealing all laws and parts of laws in conflict therewith .....	485	490	{ 538 } { 650 }	651	651	695	715	715
251. COMMITTEE ON APPROPRIATIONS: An act making appropriation for legislative expenses .....	643	670		670	670		698	

# HISTORY OF VETOED HOUSE BILLS—SESSION OF 1903.

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House bill No. 43, by Mr. Johnson (Session of 1903) : Relative to taxation of mining claims.....	16	136	136	.....
House substitute bill No. 89, by Committee on Revenue and Taxation (Session of 1903) : To create a state tax commission.....	16	136	139	.....
House bill No. 122, by Mr. Mackenzie (Session of 1903) : To provide for extermination of coyotes, etc.	16	141	141	162
House substitute bill No. 145, by Mr. Lewis (Session of 1903) : To provide for an election on the liquor question.....	16	133	135	.....
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House bill No. 372, by Mr. Gleason (Session of 1903) : Relative to corporate appropriation of private property.....	16	139	141	.....
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169. For the relief of E. G. Bickerton.....	82	86

# HISTORY OF HOUSE MEMORIALS.

NUMBER, AUTHOR AND SUBJECT.	HISTORY OF HOUSE MEMORIALS.					
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1. Mr. GEORGE L. DAVIS: Relative to forest reserves.....	54	385	.....	{ 335 } { 569 }	547	567
2. Mr. KELLOGG: Relative to Colville reservation.....	54	516	576	.....	.....	.....
3. Mr. KELLOGG: Relative to improvement of Columbia river.....	54	516	576	.....	.....	.....
4. Mr. KELLOGG: Relative to improvement of Pend d'Oreille river.....	54	574	576	.....	.....	.....
5. Mr. KELLOGG: Relative to lands along Columbia river.....	54	574	576	.....	.....	.....
7. Mr. ERICKSEN: Encouraging good roads movement.....	187	.....	714	576	687	716
8. Mr. WILLIAMS: Asking increased Indian war pensions.....	205	.....	.....	576	.....	.....
9. Mr. CRANE: Urging ratification of arbitration treaties.....	261	280	280	{ 280 } { 283 }	.....	.....
10. Mr. BARTLETT: For amendment of the United States constitution.....	493	.....	.....	.....	.....	.....
11. Mr. DOBSON: Urging restriction of Japanese immigration.....	457	586	.....	.....	.....	.....

## HISTORY OF SENATE MEMORIALS IN THE HOUSE.

NUMBER AND TITLE.	Message from Senate.....	First reading.....	Report of Committee....	Third reading and vote on passage.....	Other action of House or Senate.....	Signed by President of Senate.	Signed by Speaker of House...
2. For opening south half of Colville Indian reservation.....	436			447		500	511
3. Asking the improvement of the Pend d'Oreille river.....	436	448		574	574	610	625
4. Relative to irrigation in Stevens county.....	436	448		575	574	610	625
5. Asking the improvement of the Columbia river.....	436			449		500	511
6. Relative to certain irrigation projects.....	436	448		577		610	625
7. Relative to the Indian uprising in 1856.....	436	448	516	575		619	625
8. Relating to the Olympic forest reserve.....	597	611		685	691	709	709

# HISTORY OF HOUSE CONCURRENT RESOLUTIONS.

NUMBER, AUTHOR AND SUBJECT.				
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1. MR. DAWES: Providing for bids for printing supplies.....	24			
2. MR. J. B. LINDSLEY: For publication of messages of Governors.....	54	54	74	
3. MR. VOGTLIN: Relative to the late Hon. G. B. Gunderson.....	54	79	108	
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## HISTORY OF SENATE CONCURRENT RESOLUTIONS IN THE HOUSE.

NUMBER AND SUBJECT.					
	Message from Senate.....	Read first time and referred...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....
1. Relative to the death of the late Senator Hamilton.....	22	24	.....	24	.....
2. To notify Governor the Legislature was in session.....	15	15	.....	15	.....
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